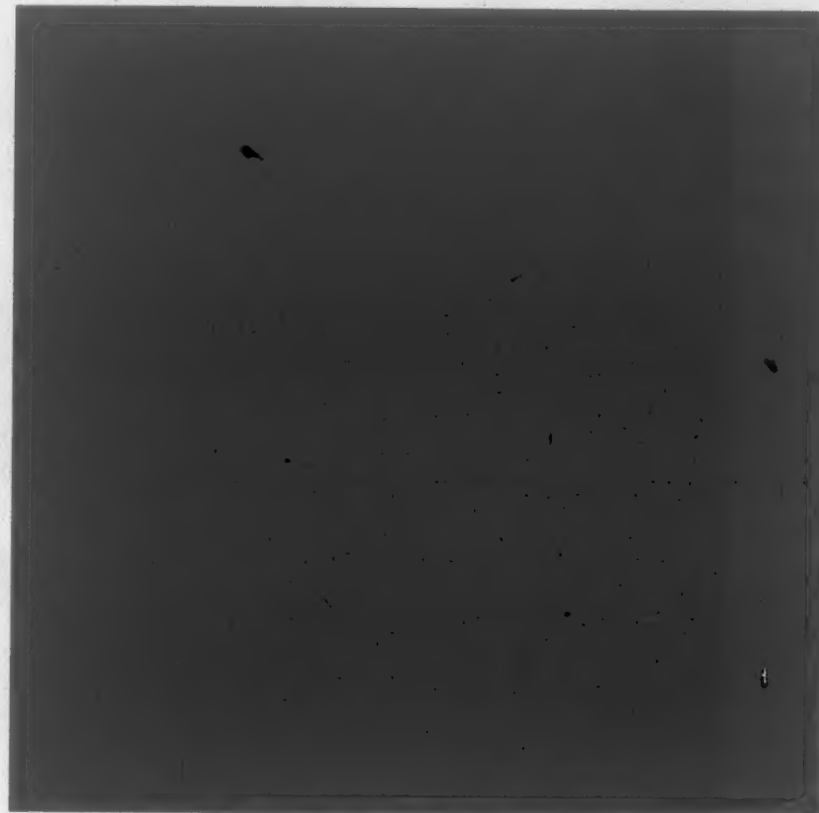
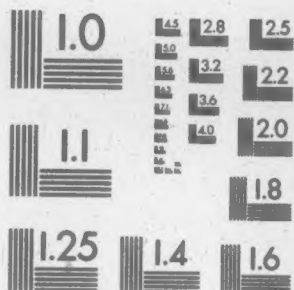
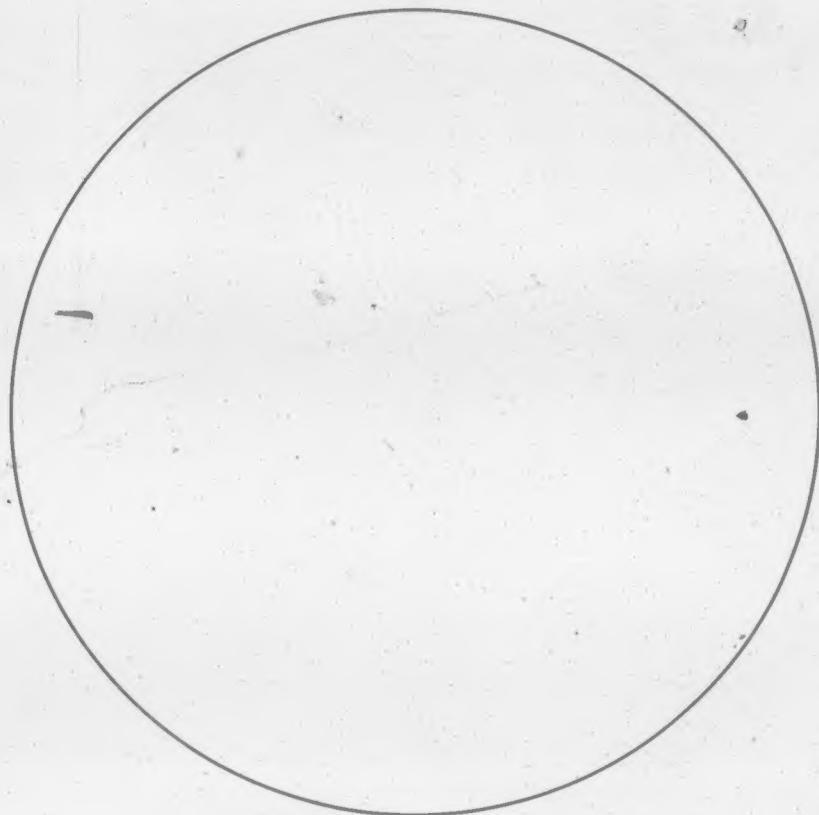
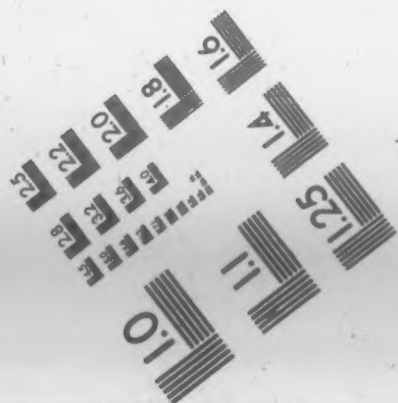
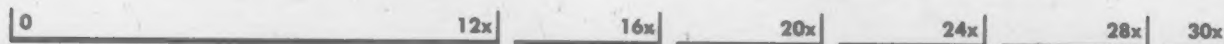


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APPLICATIONS FOR ENROLLMENT OF THE
COMMISSION TO THE FIVE CIVILIZED TRIBES

1898 - 1914

ROLL 48

CHOCTAW MINOR (ACT OF 1906) 1059-1145

**THE NATIONAL ARCHIVES
NATIONAL ARCHIVES AND RECORDS SERVICE
GENERAL SERVICES ADMINISTRATION**

WASHINGTON: 1983

Choctaw Minor 1059

Audrey Marie Leverett

M 1059

1059

MINOR

**CHOCTAW
ENROLLMENT**

AUDRY MARIE LEVERETT

**As Citizen of the
CHOCTAW NATION**

Act of Congress

Approved April 26, 1906

REFUSED

JAN 16 1907

COPY OF DECISION FORWARDED

APPLICANT

JAN 16 1907

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations

JAN 16 1907

RECORD FORWARDED DEPARTMENT JAN 16 1907

ACTION APPROVED BY
SECRETARY OF INTERIOR

FEB 25 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations.

APR 18 1907

Notice of Departmental
Action Mailed Applicant

APR 18 1907

1059

NEW BORN 1059

190

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

.....Audrey Marie Everett.....

as a citizen of

Choctaw

Nation.

Approved..... 190...

.....
Commissioner.

Born Jan. 20, 1906.

Act of Congress approved April 26, 1906.
Department of the Interior
Commissioner to the Five
Civilized Tribes.

F I L E D MAY 24, 1906.
Tams Bixby, Commissioner.

Choctaw Received May 17, 1906.
N. B. 1059.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

~~RECEIVED AT THE OFFICE OF THE COMMISSIONER TO THE FIVE CIVILIZED TRIBES, WASHINGTON, D. C., JAN 21 1906~~

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Nation,
of ... Audrey Marie Leverett born on the 20 day of Jan 1906
[Here insert name of child]
Name of Father: Silas Leverett a citizen of the U. S. Nation.
Name of Mother: R. Letta Leverett a citizen of the Choctaw Nation.
Tribal enrollment of father Tribal enrollment of mother
Postoffice Rush Springs 1. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
..... Southern Dist. District. }

I, R. Letta Leverett on oath state that I am .. twenty
years of age and a citizen by blood of the Choctaw Nation;
that I am the lawful wife of S. Leverett or Silas Leverett who is a citizen, by
..... of the U. S. Nation; that a Female child was
[Male or Female]
born to me on 20 day of Jan 1906; that said child has been named
..... Audrey Marie Leverett is now living.
..... ~~and continuing to live in the same place~~

..... R. Letta Hight

WITNESSES TO MARK:

[Must be Two Witnesses] {
..... }

Subscribed and sworn to before me this 16 day of May 1906.

(SEAL)

..... J. L. Lindsey

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
..... Southern Dist District. }

I, J. W. Finley a M. D. on oath state that I
attended on Mrs. R. Letta Leverett wife of Silas Leverett
on the 20 day of Jan 1906 (that there was born to her on said date a Female
is now living [Male or Female]
child; that said child was living March 1, 1906, and is said to have been named Audrey Marie Leverett

..... J. W. Finley M. D.

WITNESSES TO MARK:

[Must be Two Witnesses] {
..... }

Subscribed and sworn to before me this 16 day of May 1906.

(SEAL)

..... J. L. Lindsey

Notary Public.

23-1059.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

D. Hall

-101-

In the matter of the application for the enrollment of
Audrey Marie Leverett as a citizen by blood of the Choctaw Nation.

-: D E C I S I O N :-

It appears from the record herein that on May 17, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Audrey Marie Leverett as a citizen by blood of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stat., 137).

It further appears from the record herein and from the records in the possession of this office that Audrey Marie Leverett was born January 20, 1906 and is the daughter of R. Letts Leverett (nee Hight), who, as R. Lettie May Hight, was denied citizenship in the Choctaw Nation by the Choctaw and Chickasaw Citizenship Court June 29, 1904 in case No. 16 on the Tishomingo Docket thereof and Silas Leverett, a non citizen.

I am of the opinion that the applicant, Audrey Marie Leverett, is not entitled to enrollment as a citizen by blood of the Choctaw Nation and that the application for her enrollment as such should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stat., 137), and it is so ordered.

[Signature]

Commissioner.

Waskagee, Indian Territory,

JAN 16 1907

23-1059

COPY

Muskogee, Indian Territory, January 16, 1907.

Silas Leverett,

Rush Springs, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 16, 1907, denying the application for the enrollment of Audrey Marie Leverett, as a citizen by blood of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tamie Bixby*

Commissioner.

Registered.

Incl. 23-1059.

23-1059

COPY

Muskogee, Indian Territory, January 16, 1907.

Mansfield, McMurray and Cornish,
Attorneys for Choctaw and Chickasaw Nation.
South McAlistar, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 16, 1907, denying the application for the enrollment of Audrey Marie Leverett, as a citizen by blood of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tams Dixey*

Commissioner.

Incl. 23-1059.

COPY

McKogee, Indian Territory, January 16, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Audrey Marie Leverett as a citizen by blood of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated January 16, 1907, denying said application.

Respectfully,

SIGNED *Tamie Bixby*

Commissioner.

2 Incl. 23-1050

Through the
Commissioner of Indian Affairs.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

DC-11398-1907.
I.T.D. 4264-1907.

February 25, 1907.

Direct.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

February 19, 1907, the Indian Office transmitted the record in the matter of the application of Angrey Marie Leverett for enrollment as a citizen by blood of the Choctaw Nation, and concurring in your decision of January 16, 1907, adverse to the applicant.

The Department also concurs and your decision is affirmed.

The Department does not consider that its ruling of July 10, 1906, in the William Jesse Bacon case referred to by the Indian Office is applicable.

A copy of Indian Office letter is inclosed.

The record has been sent to the Indian Office for its files, together with a carbon copy herewith.

Respectfully,

Jesse H. Wilson,

Assistant Secretary.

1 inc. and 2 to Ind. Of.

ATHE
F-11-07.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

DC-11698-1907.

Land

6274-1907.

February 19, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from the Commissioner to the Five Civilized Tribes, dated January 16, 1907, transmitting the record relative to the application of Audrey Marie Leverett for enrollment as a citizen by blood of the Choctaw Nation, including the Commissioner's decision of that date rejecting the application.

The record shows that the applicant is the daughter of E. Lette Leverett, nee Hight, who as E. Lettie May Hight was denied citizenship in the Choctaw Nation by the Choctaw-Chickasaw Citizenship Court of June 29, 1904, and Silas Leverett, a new citizen.

The points involved in this case do not come within those included in the Lula West case, as the record does not show that the parents of the applicants had a tribal status in 1904. It is recommended that their applications be rejected, under the Department's holding of July 10, 1904, I. T. D. 2949, in the William Joseph Bacon case, and the provisions of the Act of June 21, 1906 (34 Stat. L., 325).

Very respectfully,

G. F. Larrabee,

Acting Commissioner.

23-1069

Muskogee, Indian Territory, April 18, 1907.

Silas Leverett,

Rush Springs, Indian Territory.

Dear Sir:

You are hereby advised that on February 25, 1907, the Secretary of the Interior affirmed the decision of this office of January 16, 1907, denying the application for the enrollment of Audrey Marie Leverett, as a citizen by blood of the Choctaw Nation.

Respectfully,

Commi ssioner.

23-1059

Muskogee, Indian Territory, April 18, 1907.

Mansfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 25, 1907, the Secretary of the Interior affirmed the decision of this office of January 16, 1907, denying the application for the enrollment of Audrey Marie Leverett as a citizen by blood of the Choctaw Nation.

Respectfully,

Commissioner.

7-5216

Muskogee, Indian Territory, May 23, 1906.

R. Lottie Leverett,

Rush Springs, Indian Territory,

Dear Madam:

Receipt is hereby acknowledged of the affidavits of R.
Lotte Hight and J. W. Finley M. D., to the birth of Audrey Marie
Leverett, child of Silas and R. Lottie Leverett (nee Hight),
January 20, 1906.

Respectfully,

Acting Commissioner.

Choctaw Minor 1060

Hattie Lee Latta

M 1060

1060

MINOR

**CHOCTAW
ENROLLMENT**

HATTIE LET LANTZ

**As Citizen of the
CHOCTAW NATION**

Act of Congress

Approved April 26, 1906

REFUSED

JAN 16 1907

COPY OF DECISION FORWARDED

APPLICANT

JAN 16 1907

Copy of Decision Forwarded

Attorneys for Choctaw and

Chickasaw Nations

JAN 16 1907

RECORD FORWARDED DEPARTMENT.

JAN 16 1907

ACTION APPROVED BY
SECRETARY OF INTERIOR

FEB 25 1907

Notice of Department Action

Forwarded Attorneys for Choctaw

and Chickasaw Nations. APR 16 1907

Notice of Departmental

Action Mailed Applicant

APR 16 1907

1060

NEW BORN 1060

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

..... Hattie Lee Lantz

as a citizen of

..... Choctaw Nation.

Approved..... 190...

.....
Commissioner.

Born Nov 3, 1903

Act of Congress approved April 26, 1906.

Department of the Interior

Commissioner to the Five

Civilized Tribes.

F I L E D JUL 11, 1906

Tams Bixby, Commissioner.

Choctaw Received Jul 5, 1906.

N. B. 1060.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Hattie Lee Lantz [Here insert name of child], born on the 3 day of November, 1903
Name of Father: Frank R. Lantz a citizen of the Choctaw Nation.
Name of Mother: Mary M. Lantz a citizen of the Choctaw Nation.
Tribal enrollment of father: Pending Tribal enrollment of mother: Pending

Postoffice Alma 1. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
20 District. }

I, Mary M. Lantz, on oath state that I am 27 years of age and a citizen by Blood of the Choctaw Nation; that I am the lawful wife of Frank R. Lantz, who is a citizen, by Marriage of the Choctaw Nation; that a Female child was [Male or Female] born to me on 3 day of November, 1903; that said child has been named Hattie Lee Lantz and was living March 4, 1906.

Mary M. Lantz

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 30 day of June, 1906.

(SEAL)

J. E. Harbison

Notary Public.

My Commission expires Dec 6 08

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
20 District. }

I, Nattie Tindall, a Midwife, on oath state that I attended on Mary M. Lantz, wife of Frank R. Lantz, on the 3 day of Nov., 1903; that there was born to her on said date a Female child; that said child was living March 4, 1906, and is said to have been named Hattie Lee Lantz.

Nattie Tindall

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 30 day of June, 1906.

(SEAL)

J. E. Harbison

Notary Public.

My Commission expires Dec 6 08

23-1040.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Handwritten signature/initials

-:O:-

In the matter of the application for the enrollment of
Hattie Lee Lantz as a citizen by blood of the Choctaw Nation.

-: D E C I S I O N :-

It appears from the record herein that on July 5, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Hattie Lee Lantz as a citizen by blood of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records in the possession of this office that Hattie Lee Lantz was born November 3, 1903 and is the daughter of Mary M. Lantz, who, as Mary Sanders or Mary Sanders, was denied citizenship in the Choctaw Nation by the Choctaw and Chickasaw Citizenship Court November 29, 1904 in case No. 73 on the Tishomingo Docket thereof and Frank R. Lantz, whose application for enrollment as a citizen by intermarriage of the Choctaw Nation, claiming his right through the said Mary M. Lantz, was dismissed by the Commission to the Five Civilized Tribes December 12, 1904.

I am of the opinion that the applicant, Hattie Lee Lantz, is not entitled to enrollment as a citizen by blood of the Choctaw Nation and that the application for her enrollment as such should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), and it is so ordered.

Handwritten signature

Commissioner.

Muskogee, Indian Territory,

JAN 16 1907

23-1060

COPY

Muskogee, Indian Territory, January 16, 1907.

Frank P. Lantz,

Alma, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 16, 1907, denying the application for the enrollment of Mattie Lee Lantz as a citizen by blood of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tame Bixby*

Commissioner.

Registered.

Incl. 23-1060

23-1066

COPY

Muskogee, Indian Territory, January 16, 1907.

Mansfield, McMurray, and Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 16, 1906, denying the application for the enrollment of Hattie Lee Lanth as a citizen by blood of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

James Bixby

Incl. 23-1066.

Commissioner.

COPY

Muskogee, Indian Territory, January 16, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Hattie Lee Lantz as a citizen by blood of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated January 16, 1907, denying said application.

Respectfully,

SIGNED *Tame Dixby*

Commissioner.

3 incl. 23-1060.

Through the
Commissioner of Indian Affairs.

DEPARTMENT OF THE INTERIOR.

WASHINGTON.

K&H
O.K.

I. T. D. 4296-1907

February 25, 1907 .

Direct.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

January 14, 1907, you transmitted the record in the matter of the application for the enrollment of Hattie Lee Lantz as a citizen by blood of the Choctaw Nation, together with your decision of the same date, denying said application.

Reporting February 19, 1907 (Land 6280-1907), the Indian Office recommends that your decision be approved. A copy of its letter is enclosed.

Your decision is hereby affirmed.

The papers in the case and a carbon copy hereof have been sent to the Indian Office.

Respectfully,

Jesse E. Wilson,

Assistant Secretary.

1 inc. and 2 inc.
for Ind. Of.

AFMc
2-26-07

Land
2580-1907

(COPY)

February 14, 1907.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from the Commissioner to the Five Civilized Tribes, dated January 14, 1907, transmitting the record relative to the application of Hattie Lee Lantz for enrollment as a citizen by blood of the Cherokee Nation, together with the Commissioner's decision of that date denying the application.

The record shows that the applicant is the daughter of Mary E. Lantz, nee ne Mary Sanders, or Mary Sanders, was denied citizenship in the Choctaw Nation by the Choctaw-Chickasaw Citizenship Court, and Frank E. Lantz, whose application for enrollment as a citizen by intermarriage, claiming right through Mary E. Lantz, was dismissed by the Commission on December 12, 1904.

The points involved in this case do not come within those involved in the Loula West case, and the applicant is not entitled to enrollment. The approval of the Commissioner's decision is recommended.

Acting Commissioner.

Very respectfully,

C. E. Larrabee,

28-1060

Muskogee, Indian Territory, April 16, 1907.

Frank P. Lantz.

Alma, Indian Territory.

Dear Sir:

You are hereby advised that on February 25, 1907, the Secretary of the Interior affirmed the decision of this office of January 16, 1907, denying the application for the enrollment of Hattie Lee Lantz as a citizen by blood of the Choctaw Nation.

Respectfully,

Commissioner.

23-1080

Muskogee, Indian Territory, April 16, 1907.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of January 16, 1907, denying the application for the enrollment of Hattie Lee Lantz as a citizen by blood of the Choctaw Nation.

Respectfully,

Commissioner.

7-3409.

Muskogee, Indian Territory, July, 10, 1906.

~~Frank R. Lantz,~~

Alma, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Mary
M. Lantz and Nettie Tindall, to the birth of Hattie Lee Lantz,
child of Frank R. and Mary M. Lantz, November 3, 1903.

Respectfully,

Commissioner.

Choctaw Minor 1061

John William McMoetry

M 1061

1061

MINOR

**CHOCTAW
ENROLLMENT**

JOHN WILLIAM MCMURTRY

**As Citizen of the
CHOCTAW NATION**

Act of Congress

Approved April 26, 1906

REFUSED

FEB 27 1907

COPY OF DECISION FORWARDED

APPLICANT FEB 27 1907

Copy of Decision Forwarded
Attorney for Applicant

FEB 27 1907

Copy of Decision Forwarded
Attorneys for Choctaw and

Chickasaw Nations. FEB 27 1907

RECORD FORWARDED DEPARTMENT

FEB 27 1907

Action Approved by
Secretary of Interior

MAR 4 1907

Notice of Departmental Action

Forwarded Attorneys for Choctaw

and Chickasaw Nations. APR 9 1907

1061

C--02
7-D-209
7-D-210
23-1006
23-1007
23-1061

COPY

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of William E. Moore, et al., as citizens by blood of the Choctaw Nation.

DECISION.

It appears from the record herein and from the records in the possession of the Commissioner to the Five Civilized Tribes that application was made to the Commission to the Five Civilized Tribes at Wister, Indian Territory, on June 6, 1899, by William E. Moore for the enrollment of himself and his children, William L. Moore, John M. Moore, Absalom L. Moore and Jackson Moore, as citizens by blood of the Choctaw Nation, and for the enrollment of his wife, Catherine Moore as a citizen by intermarriage of said Nation; that on June 23, 1900, written application was filed for the enrollment of Freda Gertrude Moore, minor child of William E. Moore and Catherine Moore, as a citizen by blood of the Choctaw Nation; that on December 24, 1902, written application was filed for the enrollment of Eva Moore, minor daughter of Leonard Moore, and Jessie L. Moore, as a citizen by blood of the Choctaw Nation; that on June 6, 1899, application was made to the Commission to the Five Civilized Tribes by Lizzie McMurtry for the enrollment of herself and her minor son, Dewey W. McMurtry, as citizens by blood of the Choctaw Nation.

It further appears from the records in the possession of the Commissioner to the Five Civilized Tribes that application was made to the Commission to the Five Civilized Tribes on September 8, 1896, for admission to citizenship in the Choctaw Nation, among others, of the applicants, William E. Moore, William L. Moore (as William Lenlord Moore), John M. Moore (as John Marshall Moore), Absalom L. Moore (as Abb Lewis Moore), Jackson Moore and Lizzie B. McMurtry (as Lizzie Bell Moore), and on December 2, 1896, said Commission denied said application.

From this decision of the Commission an appeal was taken to the United States Court for the Central District of Indian Territory, which Court on August 24, 1897, reversed the decision of the Commission and admitted said applicants as citizens by blood of the Choctaw Nation. The judgment of said Court also included the name of Catherine Moore, and admitted said Catherine Moore as a citizen by intermarriage of the Choctaw Nation.

Said judgment was subsequently vacated, set aside and held for naught by a decree of the Choctaw-Chickasaw Citizenship Court on December 17, 1902, in the test case of "Choctaw and Chickasaw Nations, or Tribes, vs. J. T. Riddle, et al".

Said cause was subsequently certified to the Choctaw and Chickasaw Citizenship Court, created under the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641), for a trial de novo, and on March 28, 1904, in the case of William E. Moore, et al., vs. Choctaw and Chickasaw Nations (Choctaw-Chickasaw Citi-

zenship Court Case, No. 68, South McAlester Docket), said Citizenship Court rendered a judgment therein wherein it was "ordered, adjudged and decreed that the petition of the plaintiffs, William E. Moore, William L. Moore, Lizzie Belle Moore (or Lizzie B. McMurtry,) John Marshall Moore (or Marshall J. Moore), Abb Lewis Moore (or Abslam L. Moore), Jackson Moore and Catherine Moore (or Katherine Moore), be denied, and that they be declared not citizens of the Choctaw Nation and not entitled to enrollment as such citizens and not entitled to any rights whatever flowing therefrom."

On May 27, 1904, the Commission to the Five Civilized Tribes issued orders dismissing the application for the enrollment of Freda Gertrude Moore, Eva Moore and Dewey W. McMurtry as citizens by blood of the Choctaw Nation, for the reason that the citizenship of the persons through whom said applicants claimed their right to enrollment had been adversely determined by the Choctaw-Chickasaw Citizenship Court.

Under the regulations adopted by the Commissioner to the Five Civilized Tribes January 2, 1906, there was filed on March 2, 1906, a petition verified by William E. Moore, praying for the enrollment of William E. Moore, Catherine R. Moore, Toney Moore, Jackson Moore, Freda C. Moore, Leonard Moore, Tiney Moore, Eva Moore, Bulah Moore, Marshall Moore, Olga Moore, David Moore, Lizzie B. McMurtry, Wallace McMurtry, and Blanche McMurtry, as citizens by blood of the Choctaw Nation.

The petitioners, William E. Moore, Catherine R. Moore, Jackson Moore, Freda G. Moore, Leonard Moore, Eva Moore, Marshall Moore, Lizzie B. McMurtry, Wallace McMurtry and Toney Moore, are identical with the persons for whose enrollment as citizens of the Choctaw Nation application was made under the provisions of the Act of Congress approved July 1, 1902. This office has not record of any application ever having been made for the enrollment of the petitioners, Tiney Moore, Bulah Moore, Olga Moore, David Moore, and Blanche McMurtry, prior to December 1, 1905.

On June 9, 1906, applications were received for the enrollment of the following persons as citizens by blood of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137): Teddie Moore, born January 24, 1905, minor daughter of William L. Moore and Jessie L. Moore; Ethel Moore, born August 2, 1905, minor daughter of John M. Moore and Olga Moore; John William McMurtry, born January 25, 1905, minor son of Allen McMurtry and Lizzie B. McMurtry.

The petitioners base their claim to a right to enrollment as citizens of the Choctaw Nation upon the allegation that the names of certain of the petitioners were placed on the 1896 Choctaw census roll.

It does not appear from the record herein or from the records in the possession of the Commissioner to the Five Civilized Tribes that any of the petitioners have ever been recognized as citizens of the Choctaw Nation by any duly constituted authority. Their names do not appear upon any of the authentic rolls of citizens of the Choctaw Nation in the possession of the Commissioner to the Five Civilized Tribes.

There is, however, in the possession of the Commissioner to the Five Civilized Tribes a roll of citizens of Sugar Loaf County of the Choctaw Nation, prepared by Elum McDurtain, S. W. Folsom and Jefferson J. McElroy. The names of certain of the

petitioners appear on said roll, as follows: William B. Moore, opposite No. 820; Leonard Moore, opposite No. 821; Lizzie Moore opposite No. 822; Marshall Moore, opposite No. 823; Absalom Moore, opposite No. 824, and Jackson Moore, opposite No. 825.

On the line immediately preceding the first of the above names and in apparently the same handwriting, appear the words, "Rejected not admitted". Said names were stricken from this roll, a line being drawn through each name. Following the list of names composing this roll and among which the above names appear, is the following certificate:

"We hereby certify these names in the enrollment book as a true and correct list of citizens by blood."

Given under our hand and seal this 20 day of October, 1896, A. D.

Commissioners

Elum McCurtain,

Seal

S. W. Folsom,

Seal

Jefferson J. McElroy, Seal"

It is presumed that said Commissioners were appointed under the provisions of the Act of the Choctaw Council of September 18, 1896, which provided for the appointment of three Commissioners in each county by the Principal Chief for the purpose of preparing a roll of citizens of the several counties of the Choctaw Nation and the names of the petitioners herein were evidently stricken from said roll by said Commissioners. While this roll is not identical with the memorandum roll transmitted to the Department with this office letter of September 1, 1906, in the case of Nancy J. Murphy, et al., and returned by the Department with its letter of January 12, 1907, (I.T.D. 15978-1906), it appears to have been prepared in a similar manner, and should be given no more consideration than should said memorandum roll be given. This roll has never been considered by this office as an authentic roll of the citizens of the Choctaw Nation and it is immaterial to determine by whom and by what authority the names of the applicants herein were stricken from said roll.

It is claimed that the applicant, William B. Moore, was a brother of Bettie A. Lewis, deceased, who was admitted to citizenship in the Choctaw Nation by an Act of the Choctaw Council. Frank Lewis, Belle Lewis, Annie Lewis, Curtis Lewis, Alice Lewis, Winnie Lewis and Wallis G. Lewis, children of Bettie A. Lewis, have been enrolled as citizens by blood of the Choctaw Nation, and their names appear on the final roll of citizens by blood of said nation, opposite Nos. 7986, 7987, 7988, 7989, 7990, 7991 and 7992, respectively.

I am of the opinion that the record herein fails to show that the applicants have ever occupied such a status as would entitle them to enrollment as citizens of the Choctaw Nation; that the action of the Choctaw-Chickasaw Citizenship Court of March 28, 1904, is final, and that the application for the enrollment of William B. Moore, William L. Moore, John M. Moore, Absalom L. Moore, Jackson Moore and Lizzie McMurtry, and the petition herein in so far as same applies to said applicants, should be denied, under the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641), and it is so ordered.

I am further of the opinion that the application for the enrollment of Catherine R. Moore as a citizen by intermarriage of the Choctaw Nation and the petition herein, in so far as same applies to said applicant, should be denied, under the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641), and it is so ordered.

I am further of the opinion that the petition herein in so far as same applies to the petitioners, Freda G. Moore, Eva Moore, and Dewey W. (or Wallace) McMurtry, whose applications for enrollment as citizens by blood of the Choctaw Nation have heretofore been dismissed by the Commission to the Five Civilized Tribes, should be dismissed, and it is so ordered.

I am further of the opinion that the petition herein, in so far as same applies to the petitioners, Tiny Moore and Olga Moore, for whose enrollment as citizens of the Choctaw Nation no application was made prior to December 1, 1905, should be dismissed, and it is so ordered.

I am further of the opinion that the petition herein in so far as same applies to the petitioners, Bulah Moore, David Moore and Blanche McMurtry, should be considered as an application for the enrollment of said petitioners as citizens by blood of the Choctaw Nation, under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), that said application and the applications filed June 9, 1906, for the enrollment of Ethel Moore, Teddie Moore and John William McMurtry, should be denied under the provisions of the Act of Congress approved April 26, 1906, (34 Stats., 137), and it is so ordered.

Signed Tams Bixby,
Muskogee, Indian Territory, Commissioner.
Feb. 23, 1907.

Choctaw Minor 1062

Rosa Lee McFartridge

Stella May.

M 1062

MINOR

CHOCTAW

ENROLLMENT

ROSA LEE MCFATRIGE

STELLA MAY

As Citizen of the

CHOCTAW NATION

Act of Congress

Approved April 26. 1906

REFUSED

JAN 16 1907

COPY OF DECISION FORWARDED

APPLICANT

JAN 16 1907

Copy of Decision Forwarded

Attorneys for Choctaw and

Chickasaw Nations.

JAN 16 1907

RECORD FORWARDED DEPARTMENT

JAN 16 1907

ACTION APPROVED BY

SECRETARY OF INTERIOR

FEB 25 1907

Notice of Departmental Action

Forwarded Attorneys for Choctaw

and Chickasaw Nations. APR 16 1907

Notice of Departmental

Action Mailed Applicant. APR 16 1907

NEW BORN, 1062

IN RE

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

..... Rosa Lee McFatriidge.....

as a citizen of

..... Choctaw..... Nation.

Approved..... 190...

.....
Commissioner.

Born Nov 29, 1903

Act of Congress approved April 26, 1906.

Department of the Interior

Commissioner to the Five

Civilized Tribes.

F I L E D JUN 23 1906

Tams Bixby, Commissioner.

Choctaw Received Jun 6, 1906.

N. B. 1062.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1902.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Rosa Lee McFatridge born on the 29th day of November 1903.
[Here insert name of child]
Name of Father: Wm W. McFatridge a citizen of the Choctaw Nation.
Name of Mother: Mary McFatridge a citizen of the Choctaw Nation.
Pending approval Marriage
Tribal enrollment of father Choctaw by Blood Tribal enrollment of mother Choctaw by Blood
Postoffice Parks I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, Mary McFatridge, on oath state that I am 23
years of age and a citizen by Marriage, of the Choctaw Nation;
that I am the lawful wife of Wm W. McFatridge, who is a citizen, by
Blood, of the Choctaw Nation; that a Female child was
[Male or Female]
born to me on 29th day of November 1903; that said child has been named
Rosa Lee McFatridge and was living March 4, 1906.

Mrs Mary Mcfatridge

WITNESSES TO MARK:

[Must be Two Witnesses] {
.....
.....

Subscribed and sworn to before me this 2nd day of June 1906.

(SEAL)

M. M. Hightower
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, Luther J. Crawfill, a M. D., on oath state that I
attended on Mrs Mary McFatridge, wife of Wm W. McFatridge
on the 29th day of Nov 1903; that there was born to her on said date a Female
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named Rosa Lee McFatridge.

Luther J. Crawfill M. D.

WITNESSES TO MARK:

[Must be Two Witnesses] {
.....
.....

Subscribed and sworn to before me this 2nd day of June 1906.

(SEAL)

M. M. Hightower
Notary Public.

NEW BORN 1062

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

.....Stella May McFatriidge

as a citizen of

.....Choctaw..... Nation

Approved..... 190...

.....
Commissioner.

Born Jan 8, 1906.

Act of Congress approved April 26, 1906.

Department of the Interior

Commissioner to the Five

Civilized Tribes.

F I L E D JUN 23, 1906.

Tams Bixby, Commissioner.

Choctaw Received Jun 6 1906.

N. B. 1062.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Stella May McPatridge [Here insert name of child] born on the 8 day of January 1906.
Name of Father: Wm W. McPatridge a citizen of the Choctaw Nation.
Name of Mother: Mary McPatridge a citizen of the Choctaw Nation.
Pending approval 1 age
Choctaw by Blood Tribal enrollment of mother Choctaw by Marriage
Postoffice Parks I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, Mary McPatridge, on oath state that I am 23 years of age and a citizen by Marriage, of the Choctaw Nation; that I am the lawful wife of Wm W. McPatridge, who is a citizen, by Blood, of the Choctaw Nation; that a Female child was [Male or Female] born to me on 8 day of January 1906; that said child has been named Stella May McPatridge and was living March 4, 1906.

Mrs Mary McPatridge

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 2nd day of June 1906.

(SEAL)

M. M. Hightower

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, Luther J. Crawfill, a M. D., on oath state that I attended on Mrs Mary McPatridge, wife of Wm W. McPatridge, on the 8 day of January 1906; that there was born to her on said date a Female child; that said child was living March 4, 1906, and is said to have been named Stella May McPatridge.

Luther J. Crawfill M. D.

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 2nd day of June 1906.

(SEAL)

M. M. Hightower

Notary Public.

23-1062.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

-101-

In the matter of the application for the enrollment of
Rosa Lee McPatridge et al. as citizens by blood of the Choctaw
Nation.

-1 D E C I S I O N :-

It appears from the record herein that on June 6, 1906,
application was made to the Commissioner to the Five Civilized
Tribes for the enrollment of Rosa Lee McPatridge and Stella May
McPatridge as citizens by blood of the Choctaw Nation under the
provisions of the Act of Congress approved April 26, 1906 (34
Stats., 137).

It further appears from the record herein and from the
records in the possession of this office that Rosa Lee McPatridge
and Stella May McPatridge were born November 29, 1903 and January
8, 1906, respectively and are the children of William McPatridge,
who was denied citizenship in the Choctaw Nation by the Choctaw
and Chickasaw Citizenship Court October 20, 1904 in case No. 104
on the Tishomingo Docket thereof and Mary McPatridge, a non citi-
zen.

I am of the opinion that the applicants, Rosa Lee
McPatridge and Stella May McPatridge, are not entitled to enroll-
ment as citizens by blood of the Choctaw Nation and that the
application for their enrollment as such should be denied under
the provisions of the Act of Congress approved April 26, 1906
(34 Stats., 137), and it is so ordered.


Commissioner.

Waskoge, Indian Territory,
JAN 16 1907

23-1062.

COPY

Muskogee, Indian Territory, January 16, 1907.

William McPatridge,

Parkes, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the five Civilized Tribes, rendered January 16, 1907, denying the application for the enrollment of Rosa Lee McPatridge and Stepha May McPatridge as citizens by blood of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *James Bixby*

Commissioner.

Registered.
Incl. 23-1062.

23-1042

COPY

Muskogee, Indian Territory, January 16, 1907.

Hansfield, McMurray, and Cornish,

Attorneys for the Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 16, 1907, denying the application for the enrollment of Rosa Lee McPatridge and Stella May McPatridge as citizens by blood of the Choctaw Nation.

The Decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tams Birby*

Commissioner.

Incl. 23-1043.

COPY

Muskogee, Indian Territory, January 16, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Rosa Lee McPatridge and Stella May McPatridge as citizens by blood of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated January 16, 1907, denying said application.

Respectfully,

SIGNED *Tamie Dixby*

Commissioner.

2 Incl. 23-1042.

Through the
Commissioner of Indian Affairs.

11692

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

KIM
O.K.

L.T.D. 4246-1907.

February 28, 1907.

LRS.

Direct.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

January 16, 1907, you transmitted the record in the matter of the application for the enrollment of Rosa Lee McPatridge and Stella May McPatridge as citizens by blood of the Choctaw Nation, together with your decision of the same date, denying said application.

Reporting February 19, 1907 (Land 6270-1907), the Indian Office recommends that your decision be approved. A copy of its letter is enclosed.

Your decision is hereby affirmed.

The papers in the case and a carbon copy hereof have been sent to the Indian Office.

Respectfully,

Jesse E. Wilson

Assistant Secretary.

inc. and 2 inc.
for Ind. Of.

AFM

2-28-07

Land
DE

192
6270-1907

(1COPY)

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 19, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from the Commissioner to the Five Civilized Tribes dated January 16, 1907, transmitting the record relative to the application of Rosa Lee and Stella May McFatrige for enrollment as citizens by blood of the Choctaw Nation, including the Commissioner's decision of January 16, 1907, rejecting the application.

The applicants, the record shows, are the children of William McFatrige, who was denied citizenship by the Choctaw-Chickasaw Citizenship Court on October 20, 1904, and Mary McFatrige, a non-citizen.

The points involved in the Loula West case do not seem to be included in this case, as apparently neither of the parents of the applicants had a tribal status in 1896. The approval of the Commissioner's adverse decision is recommended.

Very respectfully,

G. F. Larrabee,

Acting Commissioner.

SAV-GH

23-1062

Muskogee, Indian Territory, April 16, 1907.

William McFatrige,

Parker, Indian Territory.

Dear Sir:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of January 16, 1907, denying the application for the enrollment of Rosa Lee McFatrige and Stella May McFatrige as citizens by blood of the Choctaw Nation.

Respectfully,

Commissioner.

23-1082

Muskogee, Indian Territory, April 16, 1907.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 25, 1907, the Secretary of the Interior affirmed the decision of this office of January 16, 1907, denying the application for the enrollment of Rosa Lee McPatridge and Stella May McPatridge as citizens by blood of the Choctaw Nation.

Respectfully,

Commissioner.

7-510

Muskogee, Indian Territory, June 19, 1906.

William W. McPatridge,

Parks, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Mrs. Mary McPatridge and Luther J. Granfill to the birth of Stella May McPatridge and Rosa Lee McPatridge, children of William W. McPatridge and Mary McPatridge, January 8, 1906 and November 29, 1903.

Respectfully,

Commissioner

Choctaw minor 1063

Mattie E. Moore
Velmer R. Moore

M 1063

1063

MINOR
CHOCTAW

ENROLLMENT

MATTIE E. MOORE

VELMER R. MOORE

As Citizens of the

CHOCTAW NATION

Act of Congress

Approved April 26. 1906

REFUSED

JAN 16 1907

COPY OF DECISION FORWARDED

APPLICANT

JAN 16 1907

Copy of Decision Forwarded

Attorneys for Choctaw and

Chickasaw Nations

JAN 16 1907

RECORD FORWARDED DEPARTMENT

JAN 16 1907

ACTION APPROVED BY

SECRETARY OF INTERIOR

FEB 25 1907

Notice of Departmental Action

Forwarded Attorneys for Choctaw

and Chickasaw Nations

APR 24 1907

Notice of Departmental

Action Mailed Applicant

APR 24 1907

1063

NEW BORN 1063

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

..... Mattie. B Moore.

as a citizen of

Choctaw

..... Nation.

Approved..... 190...

.....
Commissioner.

Born Jan 8, 1903

Act of Congress approved April 26, 1906

Department of the Interior

Commissioner to the Five

Civilized Tribes

F I L E D AUG 18 1906

Tams Bixby, Commissioner

Choctaw Received Jul 24 1906

N. B. 1063

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Mattie E. Moore, born on the 8 day of Jan, 1903
[Here insert name of child]
Name of Father: George R. Moore a citizen of the U. S. Nation.
Name of Mother: Mary R. M. Moore a citizen of the Choctaw Nation.
Tribal enrollment of father: Tribal enrollment of mother: Choctaw.
Postoffice: Midland Ind. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Southern District.

I, Mary R. M. Moore, on oath state that I am 22
years of age and a citizen by Blood, of the Choctaw Nation;
that I am the lawful wife of George R. Moore, who is a citizen, by
of the U S Nation; that a Female child was
[Male or Female]
born to me on 8 day of Jan, 1903; that said child has been named
Mattie E Moore and was living March 4, 1906.

Mary R M Moore

WITNESSES TO MARK:

[Must be Two Witnesses] { James Moore
J W Bohannon

Subscribed and sworn to before me this 23 day of July, 1906.

(SEAL)

J W Bohannon

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MIDWIFE

UNITED STATES OF AMERICA, Indian Territory,
Southern District.

I, Martha Moore, a Midwife, on oath state that I
wife of George R Moore
on the 8 day of JAN, 1903; that there was born to her on said date a Female
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named Mattie E Moore.

Martha Moore

WITNESSES TO MARK:

[Must be Two Witnesses] {
}

Subscribed and sworn to before me this 23 day of July, 1906.

(SEAL)

J. W. Bohannon

Notary Public.

NEW BORN 1063

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

..... Velmer R. Moore

as a citizen of

..... Choctaw Nation.

Approved..... 190....

.....
Commissioner.

Born May 5, 1904
Act of Congress approved April 26, 1906
Department of the Interior
Commissioner to the Five
Civilized Tribes

F I L E D AUG 18 1906
Tams Bixby, Commissioner.

CHOCTAW RECEIVED JUL 24 1906
N. B. 1063

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1904.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Velmar R. Moore born on the 5 day of May 1904.
[Here insert name of child]
Name of Father: George R. Moore a citizen of the U. S. Nation.
Name of Mother: Mary R. M. Moore a citizen of the Choctaw Nation.
Tribal enrollment of father: Tribal enrollment of mother: Choctaw
Postoffice: Midland I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Southern District.

I, Mary R. M. Moore, on oath state that I am 22
years of age and a citizen by Blood, of the Choctaw Nation;
that I am the lawful wife of George R. Moore, who is a citizen, by
of the U. S. Nation; that a Female child was
[Male or Female]
born to me on 5 day of May 1904; that said child has been named
Velmer R. Moore, and was living March 4, 1906.

Mary R. M. Moore

WITNESSES TO MARK:

James Moore
[Must be Two Witnesses] { J. W. Bohannon

Subscribed and sworn to before me this 23 day of July 1906.

(SEAL)

J. W. Bohannon

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Southern District.

I, Martha Moore, a Midwife, on oath state that I
attended on Mary R. M. Moore, wife of George R. Moore
on the 5 day of May 1904; that there was born to her on said date a Female
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named Velmer R. Moore.

Martha Moore

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 23 day of July 1906.

(SEAL)

J. W. Bohannon

Notary Public.

23-1063.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Adm.

-10:-

In the matter of the application for the enrollment of
Mattie M. Moore, et al. as citizens by blood of the Choctaw
Nation.

-1 D E C I S I O N :-

It appears from the record herein that on July 24, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Mattie M. Moore and Velmer R. Moore as citizens by blood of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records in the possession of this office that Mattie M. Moore and Velmer R. Moore were born January 8, 1903 and May 6, 1904, respectively and are the children of George R. Moore, a non citizen and Mary R. M. Moore, who, as Myrtle Sassaums, was denied citizenship in the Choctaw Nation by the Choctaw and Chickasaw Citizenship Court March 9, 1904 in case No. 36 on the South McAlester Docket thereof and whose petition for enrollment filed under the rules and regulations adopted by the Commissioner to the Five Civilized Tribes, January 2, 1906, was denied May 8, 1906 and on said date forwarded to the Department.

I am of the opinion that the applicants, Mattie M. Moore and Velmer R. Moore, are not entitled to enrollment as citizens by blood of the Choctaw Nation and that the application for their enrollment as such should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), and it is so ordered.

[Handwritten signature]

Commissioner.

Muskogee, Indian Territory.

JAN 16 1907

23-1063.

Commissioner.

Registered.

Incl. 23-1063.

COPY

Muskogee, Indian Territory, January 15, 1907.

George R. Moore,

Midland, Indian Territory.

Dear Sir:

Enclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 16, 1907, denying the application for the enrollment of Mattie E. Moore and Velmer R. Moore as citizens by blood of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

Tams Birby

Commissioner.

Registered.

Incl. 23-1063.

25-1043

COPY

Muskogee, Indian Territory, January 16, 1907.

Manafield, McMurray and Cornish,

Attorneys for the Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 16, 1907, denying the application for the enrollment of Mattie B. Moore and Velmer R. Moore as citizens by blood of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tame Dixby*

Commissioner.

Incl. 25-1043.

COPY

Wuskogee, Indian Territory, January 16, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Mattie E. Moore and Velmer R. Moore as citizens by blood of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated January 16, 1907, denying said application.

Respectfully,

SIGNED *Jame Dixby*

Commissioner.

2 incl. 23-Lo63.

Through the
Commissioner of Indian Affairs.

KIM
O.K.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

DC-11694-1907.

I. T. D. 4262-1907.

February 25, 1907.

Direct.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

January 16, 1907, you transmitted the record in the matter of the application for the enrollment of Mattie E. Moore and Velmer R. Moore as citizens by blood of the Choctaw Nation, together with your decision of the same date, denying said application.

Reporting February 19, 1907 (Land 6269-1907), the Indian Office concurs in your decision. A copy of its letter is enclosed.

Your decision is hereby affirmed.

The papers in the case and a carbon copy hereof have been sent to the Indian Office.

Respectfully,

Jesse E. Wilson

Assistant Secretary.

1 inc. and 2 inc. for
Ind. Of.

ABMc

2-26-07

COPY

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

DC-11694-1907.
Land
6269-1907

February 19, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from the Commissioner to the Five Civilized Tribes, dated January 16, 1907, transmitting the record relative to the application of Mattie E. and Velmer R. Moore, for enrollment as citizens by blood of the Choctaw Nation, together with the Commissioner's decision of January 16, 1907, denying the application.

The record shows that the applicants are the children of George E. Moore, a non-citizen, and Mary R.M. Moore, who as Myrtle Sessums was denied citizenship in the Choctaw Nation by the Choctaw-Chickasaw Citizenship Court on March 9, 1904, and that the application of Mary R.M. Moore was denied by him on May 8, 1906, and forwarded to the Department on that date.

The points in the case do not seem to come within the Laura West case, as apparently Mary R.M. Moore did not have a tribal status in 1896.

Mary R.M. Moore, under the name of Myrtle Sessums, is a party applicant to the Wilson R. Sessums case, which was forwarded to the Department with office report of December 4, 1906, Land 41448. It was recommended that the parties applicant to that case be denied

enrollment.

If the Department rejects the application of Myrtia
McGee, nee Moore, for enrollment as a citizen of the Cherokee
Nation, it necessarily follows that her children should not be en-
rolled, as their father is a non-citizen, and the Office recommends
accordingly.

Very respectfully,

C. B. Larrabee,

Acting Commissioner.

CAV-GH.

23-1063.

Muskogee, Indian Territory, April 24, 1907.

George R. Moore,

Midland, Indian Territory.

Dear Sir:

You are hereby advised that on February 25, 1907, the Secretary of the Interior affirmed the decision of this office of January 16, 1907, denying the application for the enrollment of Mattie E. Moore and Velmer R. Moore as citizens by blood of the Cheateau Nation.

Respectfully,

Commissioner.

23-1063.

Muskogee, Indian Territory, April 24, 1907.

Mansfield, McMurray and Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 25, 1907, the Secretary of the Interior affirmed the decision of this office of January 16, 1907, denying the application for the enrollment of Mattie E. Moore and Velmer R. Moore as citizens by blood of the Choctaw Nation.

Respectfully,

Commissioner.

7-5085

Muskogee, Indian Territory, August 18, 1906.

George Moore,

Michoud, Indian Territory.

Dear Sir:-

Receipt is hereby acknowledged of your letter of July 23, 1906, enclosing affidavits of Mary R. M. Moore and Martha Moore to the birth of Mattie E. Moore and Valner R. Moore, children of George R. and Mary R. M. Moore, January 8, 1903, and May 5, 1904, respectively.

Respectfully,

Commissioner.

Midland I.T. 7-23-06

Hon Dawes Comission

Muskogee, I.T.

This Mary R. M. Moore who is the mother of Those children
mention in this application was Miss Mary Rily M. Sessums.
when her application went before the commission and she has
since Married George R. Moore.

Respt. yours,

George Moore.

Choctaw Minor 1064

MATTIE DELL McCURT

M 1064

MINOR
CHOCTAW
 ENROLLMENT
 MATTIE DELL MCCARTY
As Citizen of the
CHOCTAW NATION
 Act of Congress
 Approved April 26. 1906

DECLINE TO RECEIVE JAN 16 1907

COPY OF DECISION FORWARDED
 APPLICANT JAN 16 1907

Copy of Decision Forwarded
 Attorneys for Choctaw and
 Chickasaw Nations. JAN 16 1907

RECORD FORWARDED DEPARTMENT
 JAN 16 1907

ACTION APPROVED BY
 SECRETARY OF INTERIOR MAR 4 1907

Notice of Departmental Action
 Forwarded Attorneys for Choctaw
 and Chickasaw Nations. APR 15 1907

Notice of Departmental
 Action mailed applicant. APR 15 1907

NEW BORN 1064

190

FILE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

.....Matty dell Louise McGarty

as a citizen of

Choctaw

Nation.

Approved..... 190...

.....
Commissioner.

Born Dec. 23, 1902

Act of congress approved April 26, 1906

Department of the Interior

Commissioner to the Five

Civilized Tribes.

F I L E D AUG 28 1906

Tams Bixby, Commissioner

Choctaw Received July 26, 1906

N. B. 1064.

Pending

BIRTH AFFIDAVIT.

199

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1900.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Mattie Dell Louise McCarty, born on the 23 day of Dec 1902.
[Here insert name of child]
Name of Father: J. A. McCarty a citizen of the Nation.
Name of Mother: Mattie McCarty a citizen of the Nation.
Tribal enrollment of father: Tribal enrollment of mother:
Postoffice: Durant I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Mattie McCarty, on oath state that I am 37
years of age and a citizen by of the Nation;
that I am the lawful wife of J. A. McCarty Pending, who is a citizen, by
of the Choctaw Nation; that a female child was
(Male or Female)
born to me on 23rd day of Dec 1902; that said child has been named
Matty dell Louise and was living March 4, 1906.

Mattie McCarty

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 25th day of July 1906.

R. Himer Glen

(SEAL)

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Mrs. G. M. McCarty, a, on oath state that I
know Mrs. Mattie McCarty, wife of J. A. McCarty,
on the 23rd day of Dec 1902; that there was born to her on said date a
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named Beulah A McCarty

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 25th day of July 1906.

R Himer Glen (SEAL)

Notary Public

25-1064.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

-101-

In the matter of the application for the enrollment of
Matty Dell Louise McCarty as a citizen by blood of the Choctaw
Nation.

-: D E C I S I O N :-

It appears from the record herein that on July 26, 1906,
application was made to the Commissioner to the Five Civilized
Tribes for the enrollment of Matty Dell Louise McCarty as a citi-
zen by blood of the Choctaw Nation under the provisions of the
Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the
records in the possession of this office that Matty Dell Louise
McCarty was born December 23, 1902 and is the daughter of J. A.
McCarty, who, as James A. McCarty, was denied citizenship in the
Choctaw Nation by the Choctaw and Chickasaw Citizenship Court
April 30, 1904 in case No. 29 on the South McAlester Docket there-
of and Mattie McCarty, a non citizen.

Section 2 of the Act of Congress approved April 26,
1906 (34 Stats., 137) provides in part as follows:

"That for ninety days after approval hereof applica-
tions shall be received for enrollment of children who were
minors living March fourth, nineteen hundred and six, whose
parents have been enrolled as members of the Choctaw,
Chickasaw, Cherokee, or Creek tribes, or have applications
for enrollment pending at the approval hereof....."

I am of the opinion that inasmuch as no application
was made for the enrollment of Matty Dell Louise McCarty within
the time limited by the above provision of law, I am without
authority to receive or consider the application for her enroll-
ment as a citizen by blood of the Choctaw Nation and that, there-
fore, I should decline to receive or consider the same, and it is
so ordered.

Commissioner.

Washoe, Indian Territory,

JAN 16 1907

23-1064

COPY

Muskogee, Indian Territory, January 16, 1907.

James A. McCarty,

Durant, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 16, 1907, declining to receive or consider the application for the enrollment of Matty Dell Louise McCarty as a citizen by blood of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

James D. Dixby

Commissioner.

Registered.
Incl. 23-1064.

23-1064.

COPY

Muskogee, Indian Territory, January 16, 1907.

Mansfield, McMurray, and Cernish,
Attorneys for the Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 16, 1907, declining to receive or consider the application for the enrollment of Matty Dell Louise McCarty as a citizen by blood of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tams Bixby*

Commissioner.

Incl. 23-1064.

COPY

Muskogee, Indian Territory, January 16, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Matty Bell Louise McCarty as a citizen by blood of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated January 16, 1907, declining to receive or consider said application.

Respectfully,

SIGNED

Fama Birby

Commissioner.

2 incl. 23-1064.

Through the
Commissioner of Indian Affairs.

D.C. 12496-1907.

J.D.
FEB. 11

DEPARTMENT OF THE INTERIOR,

WASHINGTON.

February 25, 1907.

I. T. D.

4858, 4876, 4882, 4884, 4888-87.

4972, 4976, 4986, 4992, 5002.

5006, 5014, 5024, 5100, 5112.

5122, 5084.

L.M.

DIRECT.

Commissioner to the Five Civilized Tribes.

McMurtree, Indian Territory.

S.P.

Your decisions in the following Cheekaw citizenship cases adverse to the applicants are hereby affirmed, viz:

Title of case.

Date of your
letter of transmittal.

Merrill and Elizabeth Jackson (freedmen),
Teddy Beow Brown,
Clarence R. Pickens,
Dallas Edgar Betts,
Dettie May Brinage,
Cleore Henry Bernard,
James Jackson
Charles M. Avery (intermarried),
Louis Hledge,
Rick Woodell, et al.,
Willie O. and Samuel E. McFadden,
Ernest L. Worthy, et al.,
Frank Wice, et al.,
Matty Bell Lewis McCarthy,
Willie Edmund Segroves,
Jack Fulton,
Lawrence Steele, (freedmen).

February 2, 1907.
January 10, 1907.
January 9, 1907.
November 28, 1906.
November 28, 1906.
December 21, 1906.
November 8, 1906.
January 16, 1907.
January 9, 1907.
January 24, 1907.
January 16, 1907.
December 1, 1906.
January 30, 1907.
January 16, 1907.
January 23, 1907.
December 21, 1906.
February 9, 1907.

Copies of Indian Office letters submitting your reports and recommending that the decisions be approved, are inclosed.

-2-

A copy hercof and all the papers in the above-mentioned cases have been sent to the Indian Office.

Respectfully,

James H. Wilson,

Assistant Secretary.

17 inc. and
24 for Ind. Of.

AWM.
3-1-07.

Refer in reply
to the following:

DEPARTMENT OF THE INTERIOR

LAND
6283-1907.
D.C. 12436

OFFICE OF INDIAN AFFAIRS

WASHINGTON February 23, 1907.

C O P Y

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of Matty Bell Louise McCarty, as a citizen by blood of the Choctaw Nation, including decision of the Commissioner to the Five Civilized Tribes, dated January 17, 1907, adverse to the applicant.

The record shows that this applicant, for whom application was made to the Commissioner to the Five Civilized Tribes on July 26, 1906, was born December 23, 1902, and is the daughter of J. A. McCarty, who was denied citizenship in the Choctaw Nation by the Choctaw and Chickasaw Citizenship Court on April 30, 1904, and of Mattie McCarty, a non-citizen.

This case does not come within the rule last cited, approved by the Department February 19, 1905, (I.T.D. 10363-1904), as the applicant did not have a tribal status in 1896.

By reason of the provisions of the Act of Congress approved April 26, 1906 (34 Stat.L., 137), the Office concurs in the decision of the Commissioner to the Five Civilized Tribes denying the enrollment of this applicant as a citizen of the Choctaw Nation.

Very respectfully,

S. F. Larrabee

Acting Commissioner

EBL-LC..

23-1064

Muskogee, Indian Territory, April 14, 1907.

James A. McCarty,

Durant, Indian Territory.

Dear Sir:

You are hereby advised that on February 28, 1907, the Secretary of the Interior affirmed the decision of this office of January 16, 1907, declining to receive or consider the application for the enrollment of Matty Dell Louise McCarty as a citizen by blood of the Choctaw Nation.

Respectfully,

Commissioner.

23-1064

Muskogee, Indian Territory, April 15, 1907.

Manafield, McWurray & Cormish,

Attorneys for Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 28, 1907, the Secretary of the Interior affirmed the decision of this office of January 16, 1907, declining to receive or consider the application for the enrollment of Matty Dell Louise McCarty as a citizen by blood of the Choctaw Nation.

Respectfully,

Commissioner.

7-3543

Muskogee, Indian Territory, August 28, 1906.

J. A. McCarty,

Durant, Indian Territory.

Dear Sir:

There was received at this office affidavit of Mattie McCarty to the birth of Mattie Dell McCarty, child of J. A. McCarty and Mattie McCarty, December 23, 1902.

You will be notified of such action as is taken in regard to the affidavit to the birth of this child.

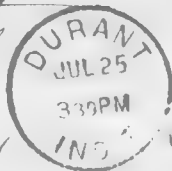
Respectfully,

Noting Commissioner.

After 10 days, return to

J. A. M. Carty

DURANT, IND. T



1906

Rev. David L. Commission

#

*62 Muskegon St.
D. T.*

DURANT IND
JUL 25
330PM
1906

Choctaw Minor 1065

Walter Henry Farris

M 1065

MINOR
CHOCTAW
ENROLLMENT
 WALTER HENRY FARRIS
As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26, 1906

REFUSED

JAN 16 1907

Copy of Decision Forwarded

Applicant JAN 16 1907

Copy of Decision Forwarded

Attorneys for Choctaw and
Chickasaw Nations. JAN 16 1907

RECORD FORWARDED DEPARTMENT

JAN 16 1907

ACTION APPROVED BY
SECRETARY OF INTERIOR

FEB 28 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations.

APR 6 1907

Notice of Departmental
Action Mailed Applicant.

APR 6 1907

NEW BORN 1065

217

IN RE

Application for Enrollment of
INFANT CHILD

Walter Henry Farris

as a citizen of

Choctaw

Nation.

Approved

190

.....
Commissioner.

Born Mch 7, 1904

Act of Congress approved April 26, 1906
Department of the Interior
Commissioner to the Five
Civilized Tribes.

F I L E D SEP 7, 1906.

Tams Bixby, Commissioner.

CHOCTAW RECEIVED April 26, 1906.
N. B. 1065.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Walter Henry Farris, born on the 7th day of March, 1906
(Here insert name of child.)
Name of Father: Charley Farris a citizen of the Choctaw Nation.
Name of Mother: Margaretta A. Farris a citizen of the Choctaw Nation.

Postoffice Katie I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY, }
Southern DISTRICT. }

I, Margaretta A. Farris, on oath state that I am 24
years of age and a citizen by Blood of the Choctaw Nation;
that I am the lawful wife of Charley Farris, who is a citizen, by
Blood, of the Choctaw Nation; that a Male child was
(Male or Female.)
born to me on 7th day of March, 1904; that said child has been named
Walter Henry Farris, and was living March 4, 1906.

her

x Margaretta Farris
mark

WITNESSES TO MARK:

(Must be Two Witnesses) { M. A. Fleming
C. P. Mitchell

Subscribed and sworn to before me this 28 day of April, 1905.

(SEAL)

J. T. Fleming

Notary Public.

My term Expires Jan'y 15 1909

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY, }
Southern DISTRICT. }

I, Mary Carroll, a Midwife, on oath state that I
attended on Mrs. Margaretta A. Farris, wife of Charley Farris

on the 7th day of March, 1904; that there was born to her on said date a Male
(Male or Female.)

child; that said child was living March 4, 1906, and is said to have been named Walter Farris
her

x

Mary Carroll

WITNESSES TO MARK:

mark

(Must be Two Witnesses) { M. A. Fleming
C. P. Mitchell

Subscribed and sworn to before me this 28th day of April, 1905.

(SEAL)

J. T. Fleming

Notary Public.

My term Expires Jan'y 15, 1909

appointed at Pauls Valley I. T.

23-1068.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.



-:6:-

In the matter of the application for the enrollment of
Walter Henry Farris as a citizen by blood of the Choctaw Nation.

-: D E C I S I O N :-

It appears from the record herein that on April 26, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Walter Henry Farris as a citizen by blood of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records in the possession of this office that Walter Henry Farris was born March 7, 1904 and is the son of Marggart A. Farris, who, as Margaret A. Carroll, was denied citizenship in the Choctaw Nation by the Choctaw and Chickasaw Citizenship Court April 26, 1904, in case No. 98 on the South McAlester Docket thereof and Charley Farris, a non citizen and non applicant either for enrollment as a citizen of the Choctaw Nation or for identification as a Mississippi Choctaw.

I am of the opinion that the applicant, Walter Henry Farris, is not entitled to enrollment as a citizen by blood of the Choctaw Nation and that the application for his enrollment as such should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), and it is so ordered.



Commissioner.

McKeegee, Indian Territory,

JAN 16 1907

23-1068

DOVT

Muskogee, Indian Territory, January 16, 1907.

Charley Farris,

Katie, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 16, 1907, denying the application for the enrollment of Walter Henry Farris as a citizen by blood of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Lorne Dixby*

Commissioner,

Registered.

Incl. 23-1068.

23-1068

COPY

Muskogee, Indian Territory, January 16, 1907.

Mansfield, McMurray and Cornish,

Attorneys for Choctaw and Chickasaw Nation.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 16, 1907, denying the application for the enrollment of Walter Henry Farris as a citizen by blood of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

Tams Bixby

Commissioner.

Incl. 23-1068.

COPY

Muskogee, Indian Territory, January 16, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Walter Henry Farris as a citizen by blood of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated January 16, 1907, denying said application.

Respectfully,

SIGNED *Tams Bixby*

Commissioner.

Encl. 22-1008

Through the
Commissioner of Indian Affairs,

D.C. 12437.
L.R.S.

J.F.
C.E.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

I. T. D.
5080, 5146, 5160, 5168-1907.
5174, 5176, 5180, 5182-1907.
5184, 5186, 5188, 5190-1907.
5192, 5194, 5196, 5198-1907.
5200, 5204, 5242, -1907.

February 28, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.

Date of Your
Letter of Transmittal.

Walter Henry Harris,	January 16, 1907.
Maggie Bell, et al.,	January 19, 1907.
Clarence Fisher (Freedman),	February 9, 1907.
May Ford, et al.,	November 9, 1906.
George M. Carpenter et al.,	December 24, 1906.
John Burditt, et al.,	December 21, 1906.
Etta Pegreves,	January 8, 1907.
Dewey S. Cantrell,	October 19, 1906.
Earl Byron Wood et al.,	January 17, 1907.
Ida Harrison (intermarried),	January 14, 1907.
Sarah B. Hiner et al.,	February 4, 1907.
Paul Rowley, et al.,	January 25, 1907.
Joseph C. Smith, et al.,	February 1, 1907.
Wyle Rainey,	January 25, 1907.
Tennessee Beard (intermarried),	January 25, 1907.
Ben Perry (intermarried),	November 8, 1906.
Samuel G. Wall et al.,	February 4, 1907.
Emilia Matshkin,	January 16, 1907.

-2-
A copy heretofore and all the papers in the above mentioned
cases have been sent to the Indian Office.

Respectfully,

James H. Wilson,

Assistant Secretary.

10 inc. and 20 inc.
For Ind. Off.

A. F. M.
3-1-07.

LAND
6286-1907.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

C O P Y

February 23, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of Walter Henry Farris as a citizen by blood of the Choctaw Nation, including decision of the Commissioner to the Five Civilized Tribes, dated January 16, 1907, adverse to the applicant.

The record shows that on April 26, 1906 application was made to the Commissioner to the Five Civilized Tribes for the enrollment of this applicant as a citizen of the Choctaw Nation. The record further shows that Walter Henry Farris was born March 7, 1904, and is the son of Margaret A. Farris, who as "Margaret A. Carroll" was denied citizenship by the Choctaw and Chickasaw Citizenship Court on April 26, 1906, and of Charley Farris, a non-citizen.

This case does not come within the Lala West case approved by the Department February 10, 1905, (I.T.B. 10583-1904), as the applicant did not have a tribal status in 1896.

By reason of the provisions of the Act of Congress approved April 26, 1906 (34 Stat.L., 137), the Office concurs in the decision of Commissioner Birby denying the enrollment of this applicant as a citizen of the Choctaw Nation.

Very respectfully,

C. F. Larrabee,
Acting Commissioner.

ENC-10.

23-1065

Muskogee, Indian Territory, April 6, 1907.

Charley Harris,

Katie, Indian Territory.

Dear sir:

You are hereby advised that on February 28, 1907, the Secretary of the Interior affirmed the decision of this office of January 16, 1907, denying the application for the enrollment of Walter Henry Harris as a citizen by blood of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

23-1065

Muskogee, Indian Territory, April 6, 1907.

Mansfield, McNurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 28, 1907, the Secretary of the Interior affirmed the decision of this office of January 16, 1907, denying the application for the enrollment of Walter Henry Farris as a citizen by blood of the Choctaw Nation.

Respectfully,

Geo. W. Rodgers.

Acting Commissioner.

Choctaw Minor 1066

Oatis Bagwell F

M 1066

MINOR
CHOCTAW
 ENROLLMENT
 OATIS BAGWELL
 As citizen of the
CHOCTAW NATION
 Act of Congress
 Approved April 26, 1906

DECISION RENDERED JAN 9 1907

REFUSED JAN 9 1907

COPY OF DECISION FORWARDED
 APPLICANT JAN 9 1907

Copy of Decision Forwarded
 Attorneys for Choctaw and
 Chickasaw Nations JAN 9 1907

RECORD FORWARDED DEPARTMENT
 JAN 9 1907

ACTION APPROVED BY
 SECRETARY OF INTERIOR FEB 27 1907

Notice of Departmental Action
 Forwarded Attorneys for Choctaw
 and Chickasaw Nations. MAR 26 1907

Notice of Departmental
 Action mailed Applicant. MAR 26 1907

N B #1066.

190

IN RE

Application for Enrollment of

MINOR CHILD

**Act of Congress Approved
April 26, 1906.**

...Oatis Bagwell.....

as a citizen of

Choctaw Nation.

Approved..... 190...

.....
Commissioner.

Born July 29, 1904.

Act of Apr. 26, 06.

F I L E D Aug. 21, 06.

Tams Bixby, Comm'r.

Choc. NB 1066

Recd. Jul 24, 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1904.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Oatis Bagwell, born on the 29 day of July, 1904.
(Here insert name of child)
Name of Father: James S. Bagwell a citizen of the Choctaw Nation.
Name of Mother: Mary Ann Bagwell a citizen of the Choctaw Nation.
Tribal enrollment of father: Choctaw Tribal enrollment of mother: Choctaw
Postoffice: Antlers, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Mary Ann Bagwell, on oath state that I am 27 years of age and a citizen by marriage of the Choctaw Nation; that I am the lawful wife of James S. Bagwell, who is a citizen, by blood of the Choctaw Nation; that a male child was born to me on 29 day of July, 1904; that said child has been named Oatis Bagwell and was living March 4, 1906.

Mary Ann Bagwell

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 23 day of July, 1906.
(SEAL) C. E. Walker

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, W. N. John, physician, on oath state that I attended on Mrs Mary Ann Bagwell, wife of James S. Bagwell on the 29 day of July, 1904; that there was born to her on said date a male child; that said child was living March 4, 1906, and is said to have been named Oatis Bagwell.

W. N. John, M D

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 23 day of July, 1906.
(SEAL) C. E. Walker.

Notary Public.

23-1066.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Oatis Bagwell as a citizen by blood of the Choctaw Nation.

DECISION.

It appears from the record herein that on July 24, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Oatis Bagwell as a citizen by blood of the Choctaw Nation.

It further appears from the record herein and from the records in the possession of this office that Oatis Bagwell was born July 29, 1904, and is the son of James S. Bagwell, who was denied citizenship in the Choctaw Nation by the Choctaw and Chickasaw Citizenship Court March 27, 1904, in case No. 54, on the South McAlester Decket thereof, and Mary Ann Bagwell, a non-citizen white woman.

I am of the opinion that Oatis Bagwell is not entitled to enrollment as a citizen by blood of the Choctaw Nation and that his application for enrollment as such, should be denied, under the provisions of the Act of Congress approved April 22, 1906 (34 Stat. 139), and so is so ordered.

Wakarusa, Indian Territory,

Commissioner.

23-1066

Muskogee, Indian Territory, January 9, 1907.

James S. Bagwell,

Antlers, Indian Territory.

Dear Sir:

I inclose herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 9, 1907, denying the application for the enrollment of Oatis Bagwell as a citizen by blood of the Choctaw Nation.

The decision, with the proceedings in the case is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

E. J. [unclear]

Commissioner.

Registered.

23-1066.

23-1066

Muskogee, Indian Territory, January 9, 1907.

Hansfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

I inclose herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 9, 1907, denying the application for the enrollment of Oatis Bagwell as a citizen by blood of the Choctaw Nation.

The decision, with the proceedings in the case is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

23-1066.

Commissioner.

Muskogee, Indian Territory, January 9, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Oatie Bagwell as a citizen by blood of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated January 9, 1907, denying said application.

Respectfully,

James Dixby

Commissioner.

Through the
Commissioner of Indian Affairs.

23-1066.

DEPARTMENT OF THE INTERIOR,

WASHINGTON.

FHE

D.O. 12044-1907.

I.T.D.

804, 1142, 1184, 2736-07.
3198, 4552, 4648, 4836- "
4664, 4710, 4726, 4786- "
4774, 4776, 4786, 4802- "
LRS 4804, 4808- "

February 28, 1907.

DIRECT

Commissioner to the Five Civilized Tribes,

Washington, Indian Territory.

Sir:

Your decisions in the following Cheetaw citizenship cases adverse to the applicants are hereby affirmed, viz:

File of case.	Date of your letter of transmittal.
Arizona Robinson, et al.,	August 11, 1906
Frank Skaggs, et al.,	August 11, 1906
Ray Jane Hood, et al.,	August 24, 1906
Clarence Neukirchner, et al.,	June 19, 1906
Sarah V. Ashford, et al.,	November 12, 1906
Redella Giddens, et al.,	March 19, 1906
J. O. Grant, et al.,	January 25, 1907
Georgia Ann Johnson,	January 26, 1907
Mollie Harris,	January 3, 1907
Gatie Russell,	January 9, 1907
Walter Russell,	January 9, 1907
Katy Logan and Myra Anderson,	April 25, 1906
Jesse and Della Haytubee,	April 25, 1906
Tishie Wilson, et al.,	January 3, 1907
John William Martin,	January 5, 1907
Lillie Belle Lynch, (Freedman)	February 2, 1907
Joseph McIntish, Sr., et al.,	January 25, 1907
Louis Henry Rickett, et al.,	January 25, 1907

Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed, are inclosed.

A copy herof and all the papers in the above mentioned
cases have been sent to the Indian Office.

Respectfully,

James E. Wilson,

Assistant Secretary.

18 inc. and
44 Pcs Ind. Or.

A. F. Ho.

2-28-07

944/301

copy

Refer in reply to the following:

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.
3898-1907

February 21, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from the Commissioner to the Five Civilized Tribes, dated January 9, 1907, transmitting the record relative to the application of Oatis Bagwell for enrollment as a citizen by blood of the Cheataw Nation.

On July 24, 1906, application was made to the Commissioner for the enrollment of Oatis Bagwell as a citizen by blood.

On January 9, 1907, the Commissioner held that the applicant was not entitled to enrollment.

The record shows that the applicant is the minor son of James S. Bagwell who was denied enrollment as a citizen by blood of the Cheataw Nation by the Cheataw and Chickasaw Citizenship Court on March 27, 1904, in case No. 54 and Mary A. Bagwell, a non-citizen.

In view of the provisions of Section 2 of the Act of April 24, 1906 (34 Stat.L., 137) the decision of the Commissioner adverse to the applicant is recommended for approval.

Very respectfully,

S. P. Larrabee,

Acting Commissioner.

H.R.D. -NL

23-1066

Wankago, Indian Territory, March 26, 1907.

James S. Bagwell,

Antlers, Indian Territory,

Dear Sir:

You are hereby advised that on February 27, 1907, the Secretary of the Interior affirmed the decision of this office of January 9, 1907, denying the application for the enrollment of Oatis Bagwell as a citizen by blood of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

ACTING Commissioner.

23-1066

Muskogee, Indian Territory, March 26, 1907.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory,

Gentlemen:

You are hereby advised that on February 27, 1907, the Secretary of the Interior affirmed the decision of this office of January 9, 1907, denying the application for the enrollment of Gatis Bagwell as a citizen by blood of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

ACTING Commissioner.

7-D-290

Muskogee, Indian Territory, August 20, 1906.

J. S. Bagwell,

Antlers, Indian Territory.

Dear Sir:-

Receipt is hereby acknowledged of your letter of July 23, 1906, enclosing affidavits of Mary Ann Bagwell and W. M. John to the birth of Oatie Bagwell, child of James S. and Mary Ann Bagwell, July 29, 1904.

You ask to be advised what attorneys are representing the R. H. Hawkins claim.

In reply you are advised that it is impracticable to ascertain what you mean by R. H. Hawkins claim and this office cannot, therefore, comply with your request to be advised what attorneys are representing him.

Respectfully,

Commissioner.

Choctaw Minor 1067

Anna D. E. Carroll

Ollie Roberta Cruce Carroll

M 1067

1067

MINOR
CHOCTAW
ENROLLMENT

ANNA D. E. CARROLL

OLLIE ROBERTA CRUCE CARROLL

As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26. 1906

REFUSED JAN 16 1907

Copy of Decision Forwarded
Applicant

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations. JAN 16 1907

RECORD FORWARDED DEPARTMENT
JAN 16 1907

ACTION APPROVED BY
SECRETARY OF INTERIOR FEB 25 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations. APR 18 1907

Notice of Departmental
Action Mailed Applicant APR 18 1907

1067

NEW BORN #1067

IN RE

Application for Enrollment of
INFANT CHILD

..... Anna D. E. Carroll

as a citizen of

..... Choctaw Nation.
.....

Approved 190

.....
Commissioner.
.....

Born Jany 26, 1904

Act of Congress approved April 26, 1906

Department of the Interior

Commissioner to the Five

Civilized Tribes.

F I L E D SEP 7 1906

Tams Bixby, Commissioner.

CHOCTAW RECEIVED APR 26 1906

N. B. 1067

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Anna D. E. Carroll (Here insert name of child.) , born on the 26 day of Jan'y, 1904
Name of Father: George R. Carroll a citizen of the Choctaw Nation.
Name of Mother: Maud M. Carroll a citizen of the Choctaw Nation.
Postoffice Katie L. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY, }
Southern DISTRICT. }

I, Maud M. Carroll, on oath state that I am 20
years of age and a citizen by Marriage of the Choctaw Nation;
that I am the lawful wife of George R. Carroll, who is a citizen, by
Blood, of the Choctaw Nation; that a Female child was
(Male or Female.)
born to me on 26th day of Jan'y, 1904; that said child has been named
Anna D. E. Carroll, and was living March 4, 1905.

WITNESSES TO MARK:

(Must be Two Witnesses.) { M. A. Fleming
C. P. Mitchell

her
Maud M. Carroll
mark

Subscribed and sworn to before me this 28th day of April, 1905.

(SEAL)

J. T. Fleming

Notary Public.

My term Expires Jny 15 1905_____

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY, }
Southern DISTRICT. }

I, Elisabeth Carroll, a Midwife, on oath state that I
attended on Mrs. Maud M. Carroll, wife of George R. Carroll
on the 26 day of Jan'y, 1904; that there was born to her on said date a Female
(Male or Female.)
child; that said child was living March 4, 1905, and is said to have been named Anna D. E. Carroll

Elisabeth Carroll

WITNESSES TO MARK:

(Must be Two Witnesses.) { M. A. Fleming
C. P. Mitchell

Subscribed and sworn to before me this 1st day of May, 1905.

(SEAL)

J. A. Rallow

Notary Public.

NEW BORN # 1067

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

..... Ollie Roberta Cruce Carroll

as a citizen of

..... Choctaw

..... Nation.

Approved..... 190...

.....
Commissioner.

Born Nov 22, 1905
Act of Congress approved April 26, 1906
Department of the Interior
Commissioner to the Five
Civilized Tribes
F I L E D JUL 24 1906
Tams Pixby, Commissioner

CHOCTAW RECEIVED JUL 16 1906
N.B 1067

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Ollie Roberta Cruce Carroll, born on the 22 day of Nov 1905.
[Here insert name of child]
Name of Father: George R. Carroll a citizen of the Choctaw Nation.
Name of Mother: Maud M. Carroll a citizen of the Choctaw Nation.
Tribal enrollment of father: Tribal enrollment of mother:
Postoffice: Naples, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Southern District.

I, Maud M. Carroll, on oath state that I am 31 years of age and a citizen by intermarriage of the Choctaw Nation; that I am the lawful wife of George R. Carroll, who is a citizen, by blood, of the Choctaw Nation; that a Female child was [Male or Female] born to me on 22 day of Nov 1905; that said child has been named Ollie Roberta Cruce Carroll and was living March 4, 1906.

Maud M. Carroll

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 18th day of June 1906.

(SEAL)

W. C. Green

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Southern District.

I, Dora A. Jackson, a Midwife, on oath state that I attended on Maud M. Carroll wife of George R. Carroll on the 22 day of Nov 1905; that there was born to her on said date a Female child; that said child was living March 4, 1906, and is said to have been named Ollie Roberta Cruce Carroll.

Dora A. Jackson

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 5th day of July 1906.

(SEAL)

A. Marshall

Notary Public.

23-1067.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

J. H. H.

-101-

In the matter of the application for the enrollment of
Anna D. E. Carroll, et al. as citizens by blood of the Choctaw
Nation.

-: D E C I S I O N :-

It appears from the record herein that on April 26,
1906 and July 16, 1906, application was made to the Commissioner
to the Five Civilized Tribes for the enrollment of Anna D. E.
Carroll and Ollie Roberta Cruce Carroll, respectively, as citizens
by blood of the Choctaw Nation under the provisions of the Act of
Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the
records in the possession of this office that Anna D. E. Carroll
and Ollie Roberta Cruce Carroll were born January 26, 1904 and
November 22, 1906, respectively and are the children of George E.
Carroll, who was denied citizenship in the Choctaw Nation by the
Choctaw and Chickasaw Citizenship Court April 26, 1904 in case
No. 28 on the South McAlester Docket thereof and Maud M. Carroll,
a non citizen.

I am of the opinion that the applicants, Anna D. E.
Carroll and Ollie Roberta Cruce Carroll, are not entitled to
enrollment as citizens by blood of the Choctaw Nation and that
the application for their enrollment as such should be denied
under the provisions of the Act of Congress approved April 26,
1906 (34 Stats., 137), and it is so ordered.

JAN 16 1907

Muskogee, Indian Territory,

[Signature]

Commissioner.

23-1067.

COPY

Muskogee, Indian Territory, January 16, 1907.

George R. Carroll,

Katie, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 16, 1907, denying the applications for the enrollment of Anna D. R. Carroll and Ollie Roberta Gruse Carroll as citizens by blood of the Cheetaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tame Dixby*

Commissioner.

Registered.

Incl. 23-1067.

23-1067

COPY

Muskogee, Indian Territory, January 16, 1907.

Mansfield, McMurray and Cornish.

Attorneys for Choctaw and Chickasaw Nation.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 16, 1907, denying the applications for the enrollment of Anna D. H. Carroll and Ollie Roberta Cruce Carroll as citizens by blood of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED: *Tanis Dixey*

Commissioner.

Incl. 23-1067.

COPY

Muskogee, Indian Territory, January 16, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Anna D. E. Carroll and Ollie Roberta Cruce Carroll as citizens by blood of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated January 16, 1907, denying said applications.

Respectfully,

SIGNED

James Bixby

Commissioner.

Encl. 23-1047

Through the

Commissioner of Indian Affairs.

CRV

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

S.P.

I.T.D. 4236-1907.
D.C. 11688
LRS

February 25, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

February 12, 1907, the Indian Office transmitted the record in the matter of the application of Anna D. E. Carroll and Ollie Roberta Cruce Carroll for enrolment as citizens by blood of the Choctaw Nation, concurring in your decision of January 16, 1907 adverse to the applicants.

The Department also concurs and your decision is affirmed.

The Department does not consider that its ruling of July 10, 1906, in the William Jesse Bacon case referred to by the Indian Office is applicable.

A copy of Indian Office letter is inclosed.

The record has been sent to the Indian Office for its files, together with a carbon copy hereof.

Respectfully,

Jesse E. Wilson.

Assistant Secretary.

1 inc. and
2 to Ind. Of.
A. P. Ma.
2-26-07.

Refer in reply to the following.

Land
6275-1907
D.C. 11688-1907.

(COPY)
DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 19, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from the Commissioner to the Five Civilized Tribes, dated January 16, 1907, transmitting the record relative to the application of Anna D. B. Carroll and Ellie Roberta Cruse Carroll for enrollment as citizens by blood of the Choctaw Nation, together with the Commissioner's decision of that date denying their applications.

The applicants, the record shows, are the children of George R. Carroll, who was denied citizenship in the Choctaw Nation by the Choctaw-Chickasaw Citizenship Court on April 26, 1904, and Maud M. Carroll, a non-citizen.

The points involved in this case do not seem to come within those included in the Leula West case, as it is not shown that the parents of the applicants had a tribal status in 1896, and under the provisions of the Act of June 21, 1906 (34 Stat. L., 525), and the Department's decision of July 10, 1906, I.T.D. 2548, in the William Jesse Bacon case, the applicants are not entitled to enrollment. The approval of the Commissioner's adverse decision is recommended.

Very respectfully,

C. F. Larrabee,
Acting Commissioner.

CAV-GH

23-1067

Waskagee, Indian Territory, April 18, 1907.

George R. Carroll.

Katie, Indian Territory.

Dear Sir:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of the Commissioner to the Five Civilized Tribes, rendered January 16, 1907, denying the applications for the enrollment of Anna D. E. Carroll and Ollie Roberts Grace Carroll as citizens by blood of the Choctaw Nation.

Respectfully,

Commissioner.

25-1067

Muskogee, Indian Territory, April 18, 1907.

Manfield, McMurray & Gernish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 28, 1907, the Secretary of the Interior affirmed the decision of the Commissioner to the Five Civilized Tribes, rendered January 16, 1907, denying the applications for the enrollment of Anna D. E. Carroll and Ollie Roberta Grace Carroll as citizens by blood of the Choctaw Nation.

Respectfully,

Commissioner.

7-D-2

Muskogee, Indian Territory, July 23, 1906.

Cruce, Cruce and Bleakmore,

Attorneys at Law,

Ardmore, Indian Territory.

Gentlemen:

Receipt is hereby acknowledged of your letter of July 13, 1906, transmitting the affidavits of Maud M. Carroll and Dora A. Jackson to the birth of Allie Roberta Cruze Carroll, child of George R. Carroll and Maud M. Carroll, November 22, 1905, and the same have been filed with the records of this office as an application for the enrollment of said child.

Respectfully,

Commissioner.

Choctaw Minor 1068

Maggie F. Carroll

M 1068

MINOR
CHOCTAW
ENROLLMENT

MAGGIE F. CARROLL

As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26. 1906

REFUSED JAN 16 1907

COPY OF DECISION FORWARDED
APPLICANT JAN 16 1907

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations. JAN 16 1907

RECORD FORWARDED DEPARTMENT
JAN 16 1907

ACTION APPROVED BY
SECRETARY OF INTERIOR FEB 28 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations APR 10 1907

Notice of Departmental
Action Mailed Applicant APR 10 1907

NEW BORN #1068

217

IN RE

Application for Enrollment of
INFANT CHILD

Maggie Francis Carroll

as a citizen of

Choctaw Nation.

Approved 190

Commissioner.

Born June 16, 1904

Act of Congress approved April 26, 1906
Department of the Interior
Commissioner to the Five
Civilized Tribes

F I L E D SEP 7 1906
Tams Bixby, Commissioner.

Choctaw Received Apr 26 1906
N. B. 1068.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

Chickasaw

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Maggie P. Carroll Nation,
of Maggie P. Carroll (Here insert name of child), born on the 16 day of June, 1904
Name of Father: Thomas R. Carroll a citizen of the United States Nation.
Name of Mother: Mary C. Carroll a citizen of the Choctaw Nation.
Postoffice Almore 1. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY, }
Southern DISTRICT. }

I, Mary C. Carroll, on oath state that I am 25
years of age and a citizen by Intermarriage, of the Choctaw Nation;
that I am the lawful wife of Thomas R. Carroll, who is a citizen, by
Birth, of the Choctaw Nation; that a Female child was
(Male or Female.)
born to me on 16 day of June, 1904; that said child has been named
Maggie Francis Carroll, and was living March 4, 1905.

WITNESSES TO MARK:

her
X Mary C. Carroll
mark
(Must be Two Witnesses) { C. P. Mitchell
M. A. Fleming

Subscribed and sworn to before me this 28 day of April, 1905.

(SEAL)

J. T. Fleming
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY, }
Southern DISTRICT. }

I, Maud M. Carroll, a Midwife, on oath state that I
attended on Mrs. Mary C. Carroll, wife of Thomas R. Carroll
on the 16 day of June, 1904; that there was born to her on said date a Female
(Male or Female.)
child; that said child was living March 4, 1905; and is said to have been named Maggie Francis Carroll

WITNESSES TO MARK:

her
X Maud M. Carroll
mark
(Must be Two Witnesses) { M. A. Fleming
C. P. Mitchell

Subscribed and sworn to before me this 1st day of May, 1905.

(SEAL)

J. A. Rollow
Notary Public.

23-1068.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

[Handwritten signature]

-101-

In the matter of the application for the enrollment of
Maggie Francis Carroll as a citizen by blood of the Choctaw
Nation.

-: D E C I S I O N :-

It appears from the record herein that on April 26,
1906, application was made to the Commissioner to the Five Civil-
ized Tribes for the enrollment of Maggie Francis Carroll as a
citizen by blood of the Choctaw Nation under the provisions of
the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the
records in the possession of this office that Maggie Francis
Carroll was born June 16, 1904 and is the daughter of Thomas H.
Carroll, who was denied citizenship in the Choctaw Nation by the
Choctaw and Chickasaw Citizenship Court April 26, 1904 in case
No. 95 on the South McAlester District thereof and Mary U. Carroll,
a non citizen.

I am of the opinion that the applicant, Maggie Francis
Carroll, is not entitled to enrollment as a citizen by blood of
the Choctaw Nation and that the application for her enrollment
as such should be denied under the provisions of the Act of Con-
gress approved April 26, 1906 (34 Stats., 137), and it is so
ordered.

[Handwritten signature]

Commissioner.

Muskogee, Indian Territory,

JAN 16 1907

23-1068.

COPY

Muskogee, Indian Territory, January 16, 1907.

Thomas H. Carroll,

Elmore, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 16, 1907, denying the application for the enrollment of Maggie Francis Carroll as a citizen by blood of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tams Bixby*

Commissioner.

Registered.

Incl. 23-1068.

23-1068

COPY

Muskogee, Indian Territory, January 16, 1907.

Mansfield, McMurray and Cornish.

Attorneys for Choctaw and Chickasaw Nation.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 16, 1907, denying the application for the enrollment of Maggie Francis Carroll as a citizen by blood of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

Tamr Bixby

Commissioner.

Registered.

Incl. 23-1068.

COPY

Muskogee, Indian Territory, January 16, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Maggie Francis Carroll as a citizen by blood of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated January 16, 1907, denying said application.

Respectfully,

SIGNED *Jame Dixey*

Commissioner.

2 Encl. 22-1042

**Through the
Commissioner of Indian Affairs.**

DEPARTMENT OF THE INTERIOR,

I. T. B. WASHINGTON.
4902, 4944, 5008, 5018-1907.
5018, 5022, 5102, 5122-1907.
5140, 5142, 5174, 5182-1907.
I. T. B.
Bureau.

February 22, 1907.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:-

Your decisions in the following Whoston citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed;

Title of Case.	Date of Your Letter of Transmittal.
Agnes May Mills,	November 27, 1906.
Sarah Bailiff (Freedman),	January 22, 1907.
Vera Wotton (Freedman),	January 24, 1907.
Floyd Goodson,	January 27, 1907.
Ones E. and Cecil E. Harr,	January 9, 1907.
Charles Walter Morrow,	January 9, 1907.
Maud and Elay Turner, (Misc. Case.),	January 22, 1907.
Willie Colbert et al.,	January 20, 1907.
John Vails,	February 8, 1907.
Maggie Francis Carroll,	January 16, 1907.
Hinnie Lee Morgan,	February 7, 1907.
Robert Nelson, (Johnson?)	January 24, 1907.

A copy herof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

James H. Wilson,

Assistant Secretary.

12 inc. and 24 inc.
for Ind. Of.

ATW

2-2-07.

LAND.
6227-1907.
D.O. 12433.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS:

WASHINGTON.

February 23, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of Maggie Francis Carroll as a citizen by blood of the Choctaw Nation, including decision of the Commissioner to the Five Civilized Tribes, dated January 16, 1907, adverse to the applicant.

The record shows that on April 26, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of this applicant as a citizen of the Choctaw Nation. The record further shows that Maggie Francis Carroll was born June 16, 1904, and is the daughter of Thomas R. Carroll, who was denied citizenship in the Choctaw Nation by the Choctaw and Chickasaw Citizenship Court on April 28, 1904.

This case does not come within the Lula West case approved by the Department February 19, 1905, (I.T.D. 10363-1904), as the applicant did not have a tribal status in 1904.

By reason of the provisions of the Act of Congress approved April 26, 1906, (34 Stat.L., 137), the Office concurs in the decision of Commissioner Bixby denying the enrollment of the applicant herein as a citizen by blood of the Choctaw Nation.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

22-1068

Muskogee, Indian Territory, April 10, 1907.

Thomas R. Carroll,
Elmore, Indian Territory.

Dear Sir:

You are hereby advised that on February 28, 1907, the Secretary of the Interior affirmed the decision of this office of January 16, 1907, denying the application for the enrollment of Maggie Francis Carroll as a citizen by blood of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

23-1062

Muskogee, Indian Territory, April 10, 1907.

Messrs. McKim, McKim & Co.,

Attorneys for Choctaw and Chickasaw Nations,
 South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 28, 1907,
the Secretary of the Interior affirmed the decision of this
office of January 16, 1907, denying the application for the
enrollment of Maggie Francis Garrah as a citizen by blood
of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

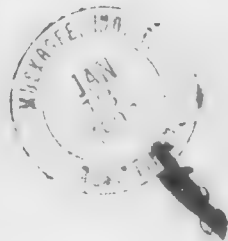
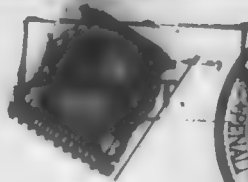
Department of the Interior.

Commissioner to the Five Civilised Tribes,
MUSKOGEE, IND. TER.

Reg No. 157
15

20396

Thomas R. Carroll,
Elmore, Indian Territory.



153

23-1068

Grant address unknown

Choctaw Minor 1069

Manina Maud Carroll

M 1069

MINOR
CHOCTAW
ENROLLMENT

MANINA MAUD CARROLL

As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26. 1906

REFUSED

JAN 28 1907

COPY OF DECISION FORWARDED

APPLICANT

JAN 28 1907

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations. JAN 28 1907

RECORD FORWARDED DEPARTMENT

JAN 28 1907

ACTION APPROVED BY
SECRETARY OF INTERIOR

MAR 4 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations APR 13 1907

Notice of Departmental
Action Mailed Applicant APR 13 1907

New Bogg 1069

IN RE

Application for Enrollment of
INFANT CHILD

..... Manina Maud Carroll

as a citizen of

Choctaw

..... Nation.

Approved

190

.....
Commissioner.

Born April 17 1904

Act of Congress approved April 26, 1906

Department of the Interior

Commissioner to the Five

Civilized Tribes.

F I L E D

Tams Bixby, Commissioner.

CHOCTAW RECEIVED APR 26 1906

N. B. 1069

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Maninna Maud Carroll, born on the 17 day of April, 1904
(Here insert name of child.)
Name of Father: Sam W Carroll a citizen of the Choctaw Nation.
Name of Mother: Mary Elizabeth Carroll a citizen of the Choctaw Nation.
Postoffice Katie L. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY, }
Southern DISTRICT. }

I, Mary Elizabeth Carroll, on oath state that I am 28
years of age and a citizen by Marriage, of the Choctaw Nation;
that I am the lawful wife of Sam W Carroll, who is a citizen, by
Blood, of the Choctaw Nation; that a Female child was
(Male or Female.)
born to me on 17th day of April, 1904; that said child has been named
Manina Maud Carroll, and was living March 4, 1905.

WITNESSES TO MARK:

M. A. Fleming
(Must be Two Witnesses) { G. P. Mitchell

X Mary B. Carroll
mark

Subscribed and sworn to before me this 28th day of April, 1905.

(SEAL)

J. T. Fleming

Notary Public.

My term Expires Jan'y 15 1908

I was appointed at Pauls Valley Jan'y 15 1905

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY, }
Southern DISTRICT. }

I, Dr C. P. Mitchell, a Physician
Practising, on oath state that I
Mary Elizabeth Carroll, wife of Sam W. Carroll
on the 17th day of April, 1904; that there was born to her on said date a Female
(Male or Female.)
child; that said child was living March 4, 1905, and is said to have been named Manina Maud Carroll

WITNESSES TO MARK:

M. A. Fleming
(Must be Two Witnesses) { G. P. Mitchell

Dr C. P. Mitchell

Subscribed and sworn to before me this 28 day of April, 1905.

(SEAL)

J. T. Fleming

Notary Public.

My term Expires Jan'y 15 1908

23-1069.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

-:01:-

In the matter of the application for the enrollment of
Manina Maud Carroll as a citizen by blood of the Choctaw Nation.

-: D E C I S I O N :-

It appears from the record herein that on April 26, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Manina Maud Carroll as a citizen by blood of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records in the possession of this office that Manina Maud Carroll was born April 17, 1904 and is the daughter of Samuel W. Carroll and Mary E. Carroll, who were denied citizenship in the Choctaw Nation by the Choctaw and Chickasaw Citizenship Court April 26, 1904 in case No. 98 on the South McAlester Docket thereof.

I am of the opinion that the applicant, Manina Maud Carroll, is not entitled to enrollment as a citizen by blood of the Choctaw Nation and that the application for her enrollment as such should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), and it is so ordered.

Commissioner.

Muskogee, Indian Territory,

JAN 28 1907

23-1069.

COPY

Muskogee, Indian Territory, January 28, 1907.

Samuel W. Carroll,

Katie, Indian Territory.

Dear Sir:

I inclose herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 28, 1907, denying the application for the enrollment of Mariona Maud Carroll as a citizen by blood of the Choctaw Nation.

The decision, with the proceedings in the case is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

Jama Bixby

Commissioner.

Registered.

23-1069.

23-1069

COPY

Muskogee, Indian Territory, January 28, 1907.

Mansfield, McMurray & Gernish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

I inclose herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 28, 1907, denying the application for the enrollment of Manina Maud Carrell as a citizen by blood of the Choctaw Nation.

The decision, with the proceedings in the case is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Jame Bixby*

Commissioner.

23-1069.

COPY

Muskogee, Indian Territory, January 28, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Manina Maud Carrell as a citizen by blood of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated January 26, 1907, denying said application.

Respectfully,

SIGNED *Tamr Bixby*

Commissioner

23-1069

Through the
Commissioner of Indian Affairs.

L.P.

I. R.

DEPARTMENT OF THE INTERIOR,

D.C. 12300-1907.

WASHINGTON.

L.P.

I.T.D.

5004, 5128, 5130, 5144, 5233-1907.

5296, 5310, 5326, 5330, 5360-

5392, 5412, 5446, 5474, 5494,

5500, 5504, 5506, 5512, 5516-

5550, 5574, 5580, 5584, 5586-

5588, 5592, 5596, 5604, 5614-

5610, 5640, 5616, 5628, 5630-

5362-1907. 51246-1906.

DIRECT.

March 1, 1907.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following Cheatar citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.	Date of year Letter of transmittal.
Bennie Hinsonson	January 16, 1907.
Josephine Lohm, et al.	February 9, 1907.
Asa Allen Harvey, et al. (freedmen)	February 9, 1907.
Jodie Lee Hancock,	February 6, 1907.
James Louis Rogers, et al.,	January 28, 1907.
Porter Backney (freedman)	February 6, 1907.
Mathew James (freedman)	February 8, 1907.
Melnie Butler, et al.	February 7, 1907.
Verna Dunlap, et al.	January 26, 1907.
Betty Prince, et al.	June 26, 1906.
Dave Devry, et al.	January 28, 1907.
John Henry Sanders, et al. (freedmen)	January 26, 1907.
Lois Lucile Ray	January 9, 1907.
Birakin Parks, et al.	January 11, 1907.
David B. Tidwell, et al.	January 9, 1907.
A. J. Crowson, et al.	January 26, 1907.
Ador Williams et al. (freedmen)	February 6, 1907.

Title of case,	Date of your letter of transmittal.
Mary Henry	January 26, 1907.
Edith Paul, et al.	January 26, 1907.
Willie J. Walker, et al.	January 4, 1907.
Martha McCoy (freedman)	January 31, 1907.
Thomas Virgil Bottoms, et al.	January 9, 1907.
Augustus Harris (freedman)	February 8, 1907.
James Wilson Welch	January 28, 1907.
Vara L. Dillard	January 28, 1907.
Sammie Morris (freedman)	February 8, 1907.
Chesteannie Pearce	December 24, 1906.
Alta A. Brown, et al.	January 29, 1907.
William Henry Riddle	January 26, 1907.
Lula Routon Bond, et al.	December 22, 1906.
Manina Haud Carrol	January 28, 1907.
Ruth Ervin, et al.	November 10, 1906.
Harrison Robison	December 24, 1906.
George Robinson, et al.	December 24, 1906.
Carvenia Clark	November 10, 1906.
James King	January 28, 1907.
Hettie Brown, et al.	June 15, 1906.

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

James H. Wilson

Assistant Secretary.

37 inclosures, and
74 to Ind. Of.

A F H c
8-1-07.

Refer in reply to the following.

DEPARTMENT OF THE INTERIOR,

D.O. 12808-1907. OFFICE OF INDIAN AFFAIRS,
Land
10192-1907. WASHINGTON.

February 25, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a record of the proceedings in the matter of the application for the enrollment of Manina Maud Carroll as a citizen of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes dated January 28, 1907, adverse to the applicant.

The record shows that on April 26, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Manina Maud Carroll as a citizen of the Choctaw Nation. The record further shows that the applicant was born April 17, 1906, and is the daughter of Samuel W. Carroll and Mary E. Carroll, who were denied citizenship in the Choctaw Nation by the Choctaw and Chickasaw Citizenship Court on April 26, 1906. This case does not come within the Loula West case approved by the Department February 10, 1905 (I.T.B. 10353-1904), as the applicant did not have tribal status in 1896.

By reason of the provisions of the Act of April 26, 1906 (34 Stat. L., 157), the Office concurs in the decision of Com-

-2-

missioner Bixby denying the enrollment of the applicant as a
citizen of the Cheetaw Nation.

Very respectfully,

C. B. Larrabee,
Acting Commissioner.

NBM-W.

25-1069

Muskogee, Indian Territory, April 12, 1907.

Samuel W. Carroll,

Katie, Indian Territory.

Dear Sir:

You are hereby advised that on March 1, 1907, the Secretary of the Interior affirmed the decision of this office of January 28, 1907, denying the application for the enrollment of Marina Maud Carroll as a citizen by blood of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

ACTING Commissioner.

23-1049

Muskogee, Indian Territory, April 12, 1907.

Hansfield, McMurray & Gernish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 1, 1907, the Secretary of the Interior affirmed the decision of this office of January 28, 1907, denying the application for the enrollment of Maniza Maud Carroll as a citizen by blood of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

ACTING Commissioner.

Muskogee, Indian Territory, June 2, 1905.

Samuel W. Carroll,

Okmora, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Mary E. Carroll and C. P. Mitchell to the birth of Mammie Maude Carroll, daughter of Samuel W. and Mary E. Carroll, April 17, 1904.

In reply to your letter you are advised that it appears from our records that on April 26, 1904, the Choctaw and Chickasaw Citizenship Court denied the citizenship in the Choctaw Nation of Samuel W. Carroll and his wife, Mary Carroll, and under the provisions of the act of Congress approved March 3, 1905, the Commission was authorized for a period of sixty days from that date to receive applications for the enrollment of children born to citizens by blood of the Choctaw and Chickasaw Nations whose enrollment had been approved prior to that date.

You will therefore see that the Commission is without authority to enroll your child.

Respectfully,

Commissioner in Charge.

Choctaw Minor 1070

John Frankling Brewer

M 1070

1070

MINOR
CHOCTAW
ENROLLMENT

JOHN FRANKLING BREWER

As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26. 1906

REFUSED

FEB 21 1907

RECORD FORWARDED DEPARTMENT

FEB 21 1907

ACTION APPROVED BY
SECRETARY OF INTERIOR MAR 4 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations APR 15 1907

Notice of Departmental
Action Mailed Applicant.

APR 15 1907

1070

New Born #1070

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

John Frankling Brewer

as a citizen of

Choctaw Nation.

Approved..... 190...

Commissioner.

Born Nov. 4, 1903.

Act of Congress approved
April 26, 1906.

Department of the Interior
Commissioner to the Five
Civilized Tribes.

Filed Aug. 31, 1906.
Tams Bixby,
Commissioner.

Choctaw N.B. 1070

Received Jul. 19, 1906.

**DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.**

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1904.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of John Frankling Brewer, born on the 4 day of November 1903
(Here insert name of child)
Name of Father: G. F. Brewer a citizen of the intermarried Nation.
Name of Mother: Mary Cathrine Brewer a citizen of the Choctaw Nation.
Tribal enrollment of father: intermarried Tribal enrollment of mother: Choctaw
Postoffice: Powell, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Southern District. }

I, Mary Cathrine Brewer, on oath state that I am 41
years of age and a citizen by blood of the Choctaw Nation;
that I am the lawful wife of G. F. Brewer, who is a citizen, by
intermarried of the Choctaw Nation; that a boy child was
(Male or Female)
born to me on 4 day of November 1903, 1.; that said child has been named
John Frankling Brewer and was living March 4, 1906.

Mary Cathrine Brewer

WITNESSES TO MARK:

[Must be Two Witnesses] { W. W. Scribner
Nellie Scribner (SEAL)

Subscribed and sworn to before me this 2 day of July 1906.

J. M. Scribner
Notary Public.

My Commission expires Nov. 15, 1909.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE

UNITED STATES OF AMERICA, Indian Territory,
Southern Dist. District. }

I, J. E. Reid M. D., a physician, on oath state that I
attended on Mrs. Mary Cathrine Brewer, wife of G. F. Brewer
on the 4 day of November 1903, that there was born to her on said date a male
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named John Frankling
Brewer.

J. E. Reid, M. D.

WITNESSES TO MARK:

[Must be Two Witnesses] {
}

Subscribed and sworn to before me this 2 day of July 1906.

(SEAL)

J. M. Scribner

My Commission expires Nov. 15, 1909

Notary Public.

23-1070.

W.C.F.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
John Frankling Brewer as a citizen by blood of the Choctaw Nation.

D E C I S I O N.

The record herein shows that on July 19, 1906, application was filed with the Commissioner to the Five Civilized Tribes for the enrollment of John Frankling Brewer as a citizen by blood of the Choctaw Nation.

The record herein further shows that said applicant was born November 4, 1903, that he was living on March 4, 1906, and that he is the son of G. F. Brewer, an alleged citizen by intermarriage of the Choctaw Nation, and Mary Cathrine Brewer, an alleged citizen by blood of the Choctaw Nation.

The records in the possession of this office show that Mary Cathrine Brewer, the mother of the applicant, was denied citizenship in the Choctaw Nation by the Choctaw-Chickasaw Citizenship Court, and that on October 23, 1906, this office in the case of Newt Askew, et al., dismissed her petition for enrollment as a citizen of the Choctaw Nation, and on the same date the record in said case was forwarded to the Department.

I am, therefore, of the opinion that the application for the enrollment of John Frankling Brewer as a citizen by blood of the Choctaw Nation should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 157), and it is so ordered.



Commissioner.

Muskogee, Indian Territory,

FEB 21 1907

28-1070.

COPY

Muskogee, Indian Territory, February 21, 1907.

G. F. Brewer,

Powell, Indian Territory.

Dear Sir:-

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 21, 1907, denying the application for the enrollment of John Frankling Brewer as a citizen by blood of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

Lane Bixby

Commissioner.

Incl. 28-1070.

Registered.

23-1070.

COPY

Muskogee, Indian Territory, February 21, 1907.

Wanfield, McMurtry & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

~~South Muskogee, Indian Territory.~~

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 21, 1907, denying the application for the enrollment of John Frankling Brewer as a citizen by blood of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tame Bixby*

Commissioner.

Incl. 23-1070/

COPY

Muskogee, Indian Territory, February 21, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of John Frankling Brewer as a citizen by blood of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated February 21, 1907, denying said application.

Respectfully,

SIGNED *Tamie Bixby*

Commissioner.

2 Incl.

Through the

Commissioner of Indian Affairs.

D. C. 12254-1907.

V.H.M.

J.P.

DEPARTMENT OF THE INTERIOR,

WASHINGTON.

March 4, 1907.

I. T. D.

4396, 5165, 5184, 6922,
6952, 7112, 7450, 7452,
7456, 7454, 7494, 7496,
7554, 7558, 7692, 7706,
7716, 7722, 7726, 7732,
7740, 7780, 7786, 7812,
7870, 7882,--1907.

LRS.

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Chehaw citizenship cases, adverse to the applicants, are hereby affirmed. Copies of Indian Office letters, submitting your reports and recommending that the decisions be affirmed, are enclosed herewith:

Title of Case.	Date of your letter of transmittal.
Carlton Smith (Miss. Cheaw.)	January 21, 1907.
Hattie McFarland (intermarriage),	October 19, 1906.
Elmer Meadows (freedman)	February 13, 1907.
Daniel Oscar Hodge, et al., (by blood),	February 14, 1907.
Milla Lewis (freedman),	February 14, 1907.
Henry Adams (freedman),	February 14, 1907.
Hattie Deak (intermarriage),	February 15, 1907.
Glyde E. Coleman (by blood),	February 21, 1907.
Alice Chatman (freedman),	February 21, 1907.
Jim Brown (freedman),	February 21, 1907.
John Frankling Brewer (by blood),	February 21, 1907.
Cordelia Frasier, et al. (freedman),	February 21, 1907.
John Herbert LeFlore (freedman)	February 23, 1907.

Mabel N. Jones, et al. (by blood),	February 21, 1907.
Charles H. Hopkins, et al., (Chectaw or Chickasaw freedman)	February 23, 1907.
T. L. Reid, Jr., et al. (by blood),	February 26, 1907.
Albert James (by blood)	February 26, 1907.
Arella Colbert, et al. (as citizens),	February 26, 1907.
John D. Fleming (by blood),	February 26, 1907.
Edmond Maceo Cohee (freedman)	February 26, 1907.
Temperance Caroline Batty (by blood),	February 26, 1907.
Amos Lewis (freedman),	February 26, 1907.
Mary A. Crowder (intermarriage),	February 26, 1907.
Sally Reives (freedman)	February 26, 1907.
W. J. Miller, et al., (Miss. Coee.)	February 7, 1903.
Henry Pruitt, et al.,	February 25, 1907.

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

E. A. Hitchcock,

Secretary.

26 enclosures, and
63 enclosures to Ind. Of.,
with copy hereof.
WCF. 3-4-07.

Refer in reply to the following:
Land: 19641-1907.

COPY

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,

WASHINGTON, March 1, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is forwarded herewith report of Commissioner Bixby, dated February 21, 1907, relative to the application for the enrollment of John Frankling Brewer as a citizen by blood of the Chestaw Nation, including the decision of the Commissioner of February 21, 1907, denying the application.

The Office has examined the record in this case and finds the conclusions of the Commissioner to be correct, and his decision denying the application is recommended for approval.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

AJV-EM?

CS-1070

Muskogee, Indian Territory, April 15, 1907.

C. T. Brewer,

Powell, Indian Territory.

Dear Sir:

You are hereby advised that on March 4, 1907, the Secretary of the Interior affirmed the decision of this office of February 21, 1907, denying the application for the enrollment of John Frankling Brewer as a citizen by blood of the Choctaw Nation.

Respectfully,

Commissioner.

25-1070

Waskagee, Indian Territory, April 15, 1907.

Manefield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 4, 1907, the Secretary of the Interior affirmed the decision of this office of February 21, 1907, denying the application for the enrollment of John Frankling Brewer as a citizen by blood of the Choctaw Nation.

Respectfully,

Commissioner

7-5122

Muskogee, Indian Territory, August 31, 1904.

G. F. Brewer,

Powell, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of
Mary Catherine Brewer and J. E. Reid to the birth of John Franklin
Brewer, child of G. F. and Mary Catherine Brewer, November 4, 1903.

Respectfully,

Acting Commissioner.

of the Interior.
the Five Civilized Tribes,
CEE, IND. TER.



3466

G. F. Brewer,
Powell, Indian Territory.

Choctaw Minor 1071

John D. Fleming

M 1071

1071

MINOR
CHOCTAW
ENROLLMENT

JOHN D. FLEETING

As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26. 1906

REFUSED FEB 26 1907

COPY OF DECISION FORWARDED
APPLICANT FEB 26 1907

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations. FEB 26 1907

RECORD FORWARDED DEPARTMENT
FEB 26 1907

ACTION APPROVED BY
SECRETARY OF INTERIOR MAR 4 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations. APR 15 1907

Notice of Departmental
Action Mailed Applicant. APR 15 1907

1071

23-1071.

DEPARTMENT OF THE INTERIOR.
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

- - - - -

In the matter of the application for the enrollment
as a citizen by blood of the Cheataw Nation of

JOHN D. FLEMING 23-1071.

New Born #1071.

189

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

John D. Flemming

as a citizen of

Chactaw Nation.

Approved..... 190...

Commissioner.

Born March 26, 1906

ACT OF CONGRESS APPROVED APRIL 26, 1906.

RECEIVED

RECEIVED

RECEIVED

Aug. 4-1906

Commissioner

CHECKED W

NB.1071

RECEIVED

Jul. 21, 1906

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
 of John D. Fleming (Here insert name of child), born on the 26th day of March 1905.
 Name of Father: Newton B. Fleming a citizen of the Choctaw Nation.
 Name of Mother: Dixie Fleming a citizen of the Choctaw Nation.
 Tribal enrollment of father: of Father Tribal enrollment of mother: Palmer, Ind. Ter.
 Postoffice: Palmer, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Southern District.

I, Dixie Fleming, on oath state that I am 25 years of age and a citizen by Choctaw Nation; that I am the lawful wife of Newton B. Fleming, who is a citizen, by Blood of the Choctaw Nation; that a Male child was born to me on 26th day of March 1905; that said child has been named John D. Fleming and was living March 4, 1906.

Dixie Fleming

WITNESSES TO MARK:

[Must be Two Witnesses]

(Seal)

Subscribed and sworn to before me this 20th day of July 1906.Robt. F. BuchananMy Commission expires

Notary Public.

12/18/07

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Southern District.

I, J. W. Cooper, a Physician, on oath state that I attended on Mrs. Dixie Fleming, wife of Newton B. Fleming, on the 26th day of March 1905; that there was born to her on said date a male child; that said child was living March 4, 1906, and is said to have been named John D. Fleming.

J. W. Cooper, M.D.

WITNESSES TO MARK:

[Must be Two Witnesses]

(Seal)

Subscribed and sworn to before me this 20 day of July 1906.

Notary Public.

23-1071

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
John D. Fleming as a citizen by blood of the Choctaw Nation..

D E C I S I O N .

It appears from the record herein that on July 21, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of John D. Fleming as a citizen by blood of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records in the possession of this office that said applicant was born on March 26, 1905, and that he is the son of Dixie Fleming, a non-citizen, and Newton B. Fleming, who was denied citizenship in the Choctaw Nation by a decree of the Choctaw and Chickasaw Court on March 9, 1904, in case No. 36 upon the McAlester Docket of said Court, and whose petition for enrollment as a citizen by blood of the Choctaw Nation was denied by the Commissioner to the Five Civilized Tribes on May 8, 1906, in the case of Wilson R. Sessums, et al. Said case was forwarded to the Department on May 8, 1906.

I am, therefore, of the opinion that the application for the enrollment of John D. Fleming as a citizen by blood of the Choctaw Nation, should be denied, under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), and it is so ordered.

Muskogee, Indian Territory,

FEB 26 1907


Commissioner.

23-1071

COPY

Muskogee, Indian Territory, February 26, 1907.

Newton Fleming,

Palmer, Indian Territory,

Dear Sir:-

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 26, 1907, denying the application for the enrollment of John D. Fleming as a citizen by blood of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tams Bixby*

Commissioner.

Registered.
Incl. 23-1071

23-1071

COPY

Muskogee, Indian Territory, February 26, 1907.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:-

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 26, 1907, denying the application for the enrollment of John D. Fleming as a citizen by blood of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Jane Bixby*

Commissioner.

Incl. 23-1071

COPY

Muskogee, Indian Territory, February 26, 1907.

The Honorable,

The Secretary of the Interior.

Sir:-

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of John D. Fleming as a citizen by blood of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated February 26, 1907, denying said application.

Respectfully,

SIGNED

Tame Bixby

Commissioner.

2 Incl.

Through the
Commissioner of Indian Affairs.

I.T.D.

4396, 5188, 5184, 5928,
6952, 5112, 7450, 7452,
7454, 7454, 7454, 7456,
7464, 7488, 7592, 7704,
7710, 7722, 7724, 7732,
7740, 7750, 7754, 7818,
7870, 7882, ---1907.

WM. J. L. L.

DEPARTMENT OF THE INTERIOR,

WASHINGTON, March 4, 1907.

Direct.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Chectaw citizenship cases, adverse to the applicants, are hereby affirmed. Copies of Indian Office letters, submitting your reports and recommending that the decisions be affirmed, are enclosed herewith:

Title of Case	Date of your letter of transmittal.
Carlton Smith (Miss. Chee)	January 21, 1907.
Nattie McFarland (intermarriage)	October 12, 1906.
Elmer Meadows (freedman)	February 13, 1907.
Daniel Oscar Sledge, et al. (by blood)	February 14, 1907.
Hula Lewis (freedman)	February 14, 1907.
Henry Adams (freedman)	February 14, 1907.
Nattie Deak (intermarriage)	February 13, 1907.
Clyde R. Coleman (by blood)	February 21, 1907.
Alice Chatman (freedman)	February 21, 1907.
Jim Brown (freedman)	February 21, 1907.
John Franklin Brewer (by blood)	February 21, 1907.
Gordelia Prasier et al. (freedman)	February 21, 1907.
John Herbert Keffers (freedman)	February 22, 1907.
Nabel M. Jones et al. (by blood)	February 21, 1907.
Charles H. Hopkins, et al. (Chectaw of Chickasaw freedman)	February 23, 1907.
V.L. Reid, Jr., et al. (by blood)	February 24, 1907.
Albert James, (by blood)	February 26, 1907.
Arella Gilbert, et al. (as citizens)	February 26, 1907.
John D. Fleming (by blood)	February 26, 1907.
Edmond Mason Cohen (freedman)	February 26, 1907.
Temperance Caroline Patty (by blood)	February 26, 1907.
Anna Lewis (freedman)	February 26, 1907.
Mary A. Grouder (intermarriage)	February 26, 1907.
Sally Reives (freedman)	February 26, 1907.
V.J. Miller, et al. (Miss. Chee)	February 7, 1903.
Henry Pruitt, et al.	February 26, 1907.

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

R. A. Hitchcock,

Secretary.

21 inclosures and 43
enclosures to Ind. Of.
with copy hereof.

Refer in reply to the following:
Land: 20941-1907.

1
COPY

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,

WASHINGTON, March 2, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to transmit herewith a communication from Commissioner Bixby, dated February 26, 1907, enclosing record of proceedings in the matter of the enrollment of John D. Fleming as a citizen by blood of the Choctaw Nation, including the Commissioner's decision of February 26, 1907, denying the application.

The record herein shows that the applicant was born March 26, 1905, and is the son of Dixie Fleming, a non-citizen, and Newton Fleming, who was denied citizenship in the Choctaw Nation by a decree of the Choctaw-Chickasaw Court on March 9, 1904, in case No. 36 on the Hollister Docket, and the petition for enrollment as a citizen by blood of the Choctaw Nation was denied by Commissioner Bixby on May 8, 1906. It does not therefore appear that the applicant is a child of parents who have been enrolled as members of the Choctaw tribe. The decision of the Commissioner, denying the application, under the provisions of Section 2 of the act of Congress approved April 26, 1906 (34 Stat. L., 137), is correct, and it is recommended that it be affirmed.

Very respectfully,

G. F. LaFabee,

NVE-50.

Acting Commissioner.

23-1071

Muskogee, Indian Territory, April 18, 1907.

Newton Fleming,

Palmer, Indian Territory.

Dear Sir:

You are hereby advised that on March 4, 1907, the Secretary of the Interior affirmed the decision of this office of February 26, 1907, denying the application for the enrollment of John D. Fleming as a citizen by blood of the Choctaw Nation.

Respectfully,

Commissioner.

25-1071

Muskogee, Indian Territory, April 15, 1907.

Manafield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 4, 1907, the Secretary of the Interior affirmed the decision of this office of February 26, 1907, denying the application for the enrollment of John D. Fleming as a citizen by blood of the Choctaw Nation.

Respectfully,

Commissioner.

D. C. 12254-12257.

JP.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

March 4, 1907.

I. T. W.

4398, 5122, 5124, 5922,
6952, 7112, 7450, 7452,
7456, 7464, 7484, 7496,
7604, 7612, 7692, 7704,
7716, 7722, 7726, 7732,
7740, 7750, 7756, 7816,
7870, 7882, 7884-1907.

LET.

REPLY.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Chestan citizenship cases, adverse to the applicants, are hereby affirmed. Copies of Indian Office letters, submitting your reports and recommending that the decisions be affirmed, are enclosed herewith:

Title of Case.

Date of your
letter of transmittal.

Carlton Smith (Miss. Shoo.)
Mattie McFarland (intermarriage),
Kinar Meadows (freedman)
Daniel Oscar Sledge, et al., (by blood),
Mula Lewis (freedman),
Henry Adams (freedman),
Mattie Beck (intermarriage),
Glyde R. Coleman (by blood),
Alice Chatman (freedman),
Jim Brown (freedman),
John Franklin Brewer (by blood),
Cordelia Prasier, et al. (freedman),
John Herbert LeViere (freedman)

January 21, 1907.
October 19, 1904.
February 13, 1907.
February 14, 1907.
February 14, 1907.
February 14, 1907.
February 13, 1907.
February 21, 1907.
February 21, 1907.
February 21, 1907.
February 21, 1907.
February 21, 1907.
February 21, 1907.

-2-

Mabel W. Jones, et al. (by blood),	February 21, 1907.
Charles H. Hopkins, et al., (Choctaw or Chickasaw freedman)	February 23, 1907.
T. L. Reid, Jr., et al. (by blood),	February 26, 1907.
Albert James (by blood)	February 26, 1907.
Arella Gilbert, et al. (as citizens),	February 26, 1907.
John B. Fleming (by blood),	February 26, 1907.
Edmond Wasse Cohen (freedman)	February 26, 1907.
Temperance Caroline Ratty (by blood),	February 26, 1907.
Anne Lucia (freedman),	February 26, 1907.
Mary A. Crogier (intermarriage),	February 26, 1907.
Gally Reives (freedman)	February 26, 1907.
W. J. Miller, et al., (Miss. Cho.)	February 7, 1903.
Henry Pruitt, et al.,	February 26, 1907.

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

H. A. Hitchcock,

Secretary.

26 enclosures, and
63 enclosures to Ind. Of.,
with copy hereof.
WCY. 3-4-07.

It does not appear
that the mother
claims citizenship
Father is on
white card # 4483



COMMISSIONERS:
TAMS BIXBY,
THOMAS B. NEEDLES,
C. R. BRECKINRIDGE.

—
WM. O. BEALL,
Secretary.

DEPARTMENT OF THE INTERIOR
COMMISSION TO THE FIVE CIVILIZED TRIBES

Choctaw Minor 1072

Arthur W. Carter

M 1072

1072

MINOR
CHOCTAW
ENROLLMENT

ARTHUR W. CARTER

As Citizen of the
CHOCTAW NATION
Act of Co. 1933
Approved Apri. 26. 1906

REFUSED OCT 23 1906

RECORD FORWARDED DEPARTMENT

OCT 24 1906

NOTICES AND DECISION IN 7-5200

1072

C-108
7-5073
5074
5106
5122
5123
5196
5197
5200
5201
5214

COPY

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Newt Askew, et al., as citizens of the Choctaw Nation.

DECISION.

It appears from the record herein and from the records in the possession of the Commissioner to the Five Civilized Tribes that application was made to the Commission to the Five Civilized Tribes at Ardmore, Indian Territory, September 23, 1898, by Newt Askew, for the enrollment of himself, his wife, Nancy M. Askew, William H. Askew, Henry E. Askew, Elizabeth V. Askew, Dallas A. Askew and Roxy C. Askew, children of said Newt Askew and Nancy M. Askew, as citizens by blood of the Choctaw Nation; that on April 10, 1900, written application was made for the enrollment of Alpha Marie Hefner as a citizen by blood of the Choctaw Nation; that on April 11, 1902, written application was made for the enrollment of Julius Edward Askew as a citizen by blood of the Choctaw Nation; that on April 25, 1902, written application was made for the enrollment of Nancy Ann Hefner, as a citizen by blood of the Choctaw Nation; that application was made by William Q. Askew, at Ardmore, Indian Territory, September 22, 1898, for the enrollment of himself and minor children, Mattie Askew, Ellen Askew and Tom Askew as citizens by blood of the Choctaw Nation, and for the enrollment of his wife, Martha Askew, as a citizen by intermarriage of said nation; that application was made by Rebecca Askew at Ardmore, Indian Territory, September 23, 1898, for the enrollment of herself as a citizen by blood of the Choctaw Nation; that application was made by William T. Askew at Ardmore, Indian Territory, September 22, 1898, for the enrollment of himself and minor children, Thane Askew, Perry Askew, Tommy Askew, Lillie Askew, Gilbert Askew and Lizzie Askew as citizens by blood of the Choctaw Nation, and for the enrollment of his wife, Bettie Askew, as a citizen by intermarriage of said nation; that on October 13, 1900, written application was made for the enrollment of Ethel Askew, minor daughter of said William T. Askew and Bettie Askew, as a citizen by blood of the Choctaw Nation; that on August 16, 1902, written application was made for the enrollment of Robert Askew, minor son of the said William T. Askew and Bettie Askew, as a citizen by blood of the Choctaw Nation; that on November 30, 1901, written application was made for the enrollment as a citizen by blood of the Choctaw Nation of Robert Floy Shipman, minor child of Thane Shipman, (nee Askew), by her husband, T. D. Shipman; that application was made by Mary H. Jackson at Ardmore, Indian Territory, September 23, 1898, for the enrollment of herself and her minor children, Taylor F. Jackson, Alma Jackson, Charley Jackson, Roseae Jackson and Ethel Jackson, as citizens by blood of the Choctaw Nation; that application was made by Mary C. Brewer at Ardmore, Indian Territory, September 23, 1898, for the enrollment of herself and minor children, Emma Brewer and Elmer Brewer, as citizens by blood of the Choctaw Nation;

that on December 18, 1899, written application was made for the enrollment of the applicant, Mary B. Brewer, minor daughter of said Mary G. Brewer and G. F. Brewer, as a citizen by blood of the Choctaw Nation; that application was made by George W. Askew at Ardmore, Indian Territory, September 22, 1898, for the enrollment of himself and minor children, Sophia Askew and Alice Askew, as citizens by blood of the Choctaw Nation, and for the enrollment of his wife, Dora Askew, as a citizen by intermarriage of said nation; that application was made by Martha E. Turner, at Ardmore, Indian Territory, September 23, 1898, for the enrollment of herself as a citizen by blood of the Choctaw Nation; that application was made by Sam Askew at Ardmore, Indian Territory, September 23, 1898 for the enrollment of himself as a citizen by blood of the Choctaw Nation, and for the enrollment of his wife, Lena Askew, as a citizen by intermarriage of said nation; that on March 20, 1900, written application was made for the enrollment of Frankie Beatrice Askew, minor daughter of Sam Askew and Lena Askew, as a citizen by blood of the Choctaw Nation; that on April 2, 1901 written application was made for the enrollment of Leo Askew, minor son of Sam Askew and Lena Askew, as a citizen by blood of the Choctaw Nation; that application was made by John Askew, at Ardmore, Indian Territory, September 23, 1898 for the enrollment of himself as a citizen by blood of the Choctaw Nation.

It further appears from the records in the possession of the Commissioner to the Five Civilized Tribes that the applicants, William Q. Askew, William T. Askew, George W. Askew, Sam Askew, Martha Askew, Mattie Askew, Ellen Askew, Tom Askew, Bettie Askew, Thane Askew, Perry Askew, Tommy Askew, Lillie Askew, Gilbert Askew, Lissie Askew, Dora Askew and Sophia Askew were applicants to the Commission to the Five Civilized Tribes for admission to citizenship in the Choctaw Nation under the provisions of the Act of Congress approved June 10, 1896 (29 Stats., 321), that they were denied such admission by a decision of the Commission of December 1, 1896 (1896 Choctaw Citizenship Case No. 1); that from this decision an appeal was taken to the United States Court for the Southern District of Indian Territory, which court on December 21, 1897, in the case entitled "William Q. Askew, et al. vs. Choctaw Nation", rendered a judgment reversing the decision of the Commission to the Five Civilized Tribes as to the applicants, and admitted all of said applicants to citizenship in the Choctaw Nation, except Martha Askew, Bettie Askew and Dora Askew. On March 12, 1898 said court rendered a supplemental decision in said case admitting said Martha Askew, Bettie Askew and Dora Askew to citizenship in the Choctaw Nation.

These judgments were subsequently vacated, set aside, and held for naught by a decree of the Choctaw and Chickasaw Citizenship Court on December 17, 1902, in the test case of "Choctaw and Chickasaw Nation, or Tribes, vs. J. T. Riddle, et al."

Said case was subsequently certified to the Choctaw and Chickasaw Citizenship Court, created by the Act of Congress approved July 1, 1902 (32 Stats., 641), for a trial de novo, and on September 19, 1904, said Citizenship Court in the case entitled "William Quint Askew, et al. vs. Choctaw and Chickasaw Nations" (Choctaw Chickasaw Citizenship Court Case No. 2 Tishomingo Docket), rendered a judgment therein, wherein it was "ordered, adjudged and decreed that the petition of the plaintiffs, William Quint Askew, Martha Askew, Mattie Askew, Ellen Askew, Tom Askew, William Thomas Askew, Bettie Askew, Perry Askew, Tommie Askew, Dr Tommy Askew, Lillie Askew or Lillie Askew, Gilbert Askew, Lissie Askew, Thane Shipman, or Thane Askew, George Washington Askew, Dora Askew,

Sophia Askew and Sam Askew be denied, and that they be declared not citizens of the Choctaw Nation and not entitled to enrollment as such citizens and not entitled to any rights whatever flowing therefrom."

It further appears from the records in the possession of the Commissioner to the Five Civilized Tribes that under the provisions of the Act of Congress approved June 10, 1896 (29 Stats., 321), application was made to the Commission to the Five Civilized Tribes for admission to citizenship in the Choctaw Nation of the following named persons: Rebecca Askew, Johnnie Askew, Newton Askew, Nancy Malinev Askew, William Howard Askew, Henry Edward Askew, Elizabeth Viola Askew, Dallas Alexander Askew, Roxie Cordelia Askew, Mrs. May Catherine Brewer, George Brewer, Elma Brewer, Emma Brewer, Mrs. Mary Ellen Jackson, Tom Jackson, Taylor Franklin Jackson, Almer Jackson, Charlie Jackson, Roscoe Jackson, Mrs. Martha Etta Turner, and Marshall A. Turner. All of said applicants were denied admission to citizenship in the Choctaw Nation by a judgment of the Commission on December 1, 1896 (1896 Choctaw Citizenship Case No. 2)

Said cause was subsequently appealed to the United States Court for the Southern District of Indian Territory, which Court on December 21, 1897, reversed the decision of the Commission to the Five Civilized Tribes as to certain of the applicants, and admitted the following as citizens of the Choctaw Nation: John Askew, Newt Askew, William Howard Askew, Henry Edward Askew, Elizabeth Viola Askew, Dallas Alexander Askew, Roxie Cordelia Askew, Mrs. Rebecca Askew, Mrs. Nancy Melinda Askew, Mrs. May Catherine Brewer, Emma Brewer, Elmer Brewer, Mary Ellen Jackson, Taylor Franklin Jackson, Alma Jackson, Charlie Jackson, Roscoe Jackson and Mrs. Martha Etta Turner. In addition thereto the judgment of the Court recited "It further appears that exceptions have been filed to that part of the Master's Report relating to George Brewer, Marshall Turner and Tom Jackson, and it is hereby ordered that this cause stand open as to these three parties, so that exceptions may be considered hereafter".

Said judgment was subsequently vacated, set aside and held for naught by a decree of the Choctaw and Chickasaw Citizenship Court of December 17, 1902, in the test case of "Choctaw and Chickasaw Nations, or Tribes, vs. J. T. Riddle, et al".

Said cause as to certain of the applicants was subsequently certified to the Choctaw and Chickasaw Citizenship Court, created under the Act of Congress approved July 1, 1902 (32 Stats., 641), for a trial de novo, and on September 19, 1904, in the case entitled "Newt Askew, et al., vs. Choctaw and Chickasaw Nations" (Choctaw-Chickasaw Citizenship Court Case No. 1, Tishomingo Docket), rendered a judgment therein, wherein it was "ordered, adjudged and decreed that the petition of the plaintiffs, Newt Askew, Nancy Melinda Askew, William Howard Askew, Dallas Alexander Askew, Henry Edward Askew, Roxie Cordelia Carter (nee Askew), or Roxie Cordelia Askew, Johnnie Askew, or John Askew, Mary Catherine Brewer, or May Catherine Brewer, Emma Brewer, Elmer Brewer, Mary Ellen Jackson, Taylor Franklin Jackson, Alma Jackson, Charlie Jackson, Roscoe Jackson, Elizabeth Viola Hefner (nee Askew), or Elizabeth Viola Askew, and Rebecca Askew be denied, and that they be declared not citizens of the Choctaw Nation, and not entitled to enrollment as such citizens and not entitled to any rights whatever flowing therefrom".

On November 12, 1904, the Commission to the Five Civilized Tribes issued orders dismissing the applications for the enrollment of Alpha Marie Hefner, Nancy Ann Hefner, Julius Edward Askew, Mary B. Brewer, Lena Askew, Frankie Beatrice Askew, Leo Askew, Alice Askew, Ethel Askew, Robert Askew, Robert Floy Shipman, and Ethel Jackson, for the reason that the persons through whom they claimed the right to enrollment had been denied citizenship by the Choctaw and Chickasaw Citizenship Court.

On December 3, 1904, the Commission to the Five Civilized Tribes issued an order dismissing the application for the enrollment of Martha E. Turner as a citizen by blood of the Choctaw Nation in accordance with the opinion of the Acting Attorney General dated May 9, 1904 (I.T.D. 3824-1904), and the opinion of the Assistant Attorney General for the Department of the Interior dated July 30, 1904 (I.T.D. 5246-1904.)

Under the regulations adopted by the Commissioner to the Five Civilized Tribes January 2, 1906, there was filed on March 14, 1906, by Thomas Norman, attorney for the petitioners, a petition praying for the enrollment of the following persons as citizens of the Choctaw Nation: Newt Askew, Nancy Malinda Askew, John Askew, Dallas Alexander Askew, Carrie Margarette Askew, Roxie Cordelia Carter, (nee Askew), Marshall Turner, Mary Ellen Jackson, Tom Jackson, Tayler Jackson, Alma Jackson, Charley Jackson, Roscoe Jackson, Ethel Jackson, Viola Elizabeth Hefner, Joe Hefner, Alpha Marie Hefner, Nancy Ann Hefner, Mary Catherine Brewer, George Brewer, Emma Narcissus Brewer, Elmer Washington Brewer, Mary Belle Brewer, William Howard Askew, Tavia Askew, Julius Edward Askew, Henry Edward Askew, Rebecca Askew, William Quint Askew, Martha Askew, Mattie Askew, Ellen Askew, Tom Askew, William Thomas Askew, Bettie Askew, Perry Askew, Tom Askew, Lillie Askew, Gilbert Askew, Lizzie Askew, Ethel Askew, Robert Askew, Thane Shipman, Floy Shipman, George Washington Askew, Dora Anderson Askew, Sophia Askew, Alice Askew, Sam Askew, Lena Askew and Leo Askew.

It is alleged in the petition that the petitioners are Choctaw descendants of Choctaw ancestry; that they took up a residence in the Indian Territory between the years 1880 and 1890 and have continued to reside in either the Choctaw or Chickasaw Nation since that time; that they claimed before and after their removal to said nations, to be citizens of the Choctaw Nation by virtue of their Choctaw blood and Choctaw descent; that all their kinsfolk on Choctaw Indian side of the family, or a great many of them, are on the roll as citizens of the Choctaw Nation, that they have taken their allotment of lands and drawn their share of moneys thereof, and that their enrollment has long since been approved by the Secretary of the Interior.

The petitioners further state that among other children, an old half-blood Choctaw Indian, named Aaron Askew, had three children, two boys named Murrill and Tom, and one girl named Elizabeth, or Betty, who married a man named Douglas; that the United States Indian Agent rendered a decision about 1890, which was approved by the Choctaw Council, in which he adjudged the children of Murrill Askew to be citizens of the Choctaw Nation, all of whom are now on the approved roll of Choctaws; that in 1896 the Commission to the Five Civilized Tribes rendered a decision that the children of Elizabeth Douglas were citizens of the Choctaw Nation, and from

this decision no appeal was taken; that all of said children are on the approved Choctaw rolls; that the petitioners herein are the legitimate descendants of the other brother named Tom Askew, and that they as well as the descendants of the said Murrill Askew and Elizabeth Douglas (nee Askew) are citizens of said nation.

On July 19, 1906, written applications were made to the Commissioner to the Five Civilized Tribes for the enrollment of the following persons as citizens by blood of the Choctaw Nation, under the provisions of the Act of Congress approved April 26, 1906, (34 Stats., 137): Carl Hefner, born February 23, 1906, minor child of Joe H. Hefner and Viola Hefner; Perry Q. Askew, born June 4, 1903, minor child of George W. Askew and Dora A. Askew; Oscar G. Askew born December 22, 1902, and Vernie Askew, born July 11, 1900, minor children of Dallas A. Askew and Carrie M. Askew; Violet Askew, born September 25, 1904, minor child of William H. Askew and Octavia W. Askew; Arthur W. Carter, born January 16, 1904, minor son of Charles Carter and Roxie C. Carter; and Roy Shipman, born August 12, 1906, minor child of Tom Shipman and Thanie Shipman. April 26, 1906, written application was made for the enrollment of Vera Shipman, born September 29, 1903, minor child of Thanie Shipman and T. D. Shipman, as citizens by blood of the Choctaw Nation.

It does not appear from the records in the possession of the Commissioner to the Five Civilized Tribes that any of the applicants has ever been recognized or enrolled as a citizen of the Choctaw Nation by any duly constituted authority.

The names of none of said applicants appear upon any of the tribal rolls of the Choctaw Nation in the possession of the Commissioner to the Five Civilized Tribes.

I am of the opinion that inasmuch as it does not appear from the records herein or from the records in the possession of this office that any of the applicants who applied to the Commission to the Five Civilized Tribes in 1896 possessed any tribal status as citizens of the Choctaw Nation, said Commission had jurisdiction to pass upon their rights as citizens of said nation, and I am without authority to take any action looking to their enrollment as citizens of said nation, and that the petition in so far as it relates to said applicants should be dismissed, and it is so ordered.

I am further of the opinion that as to those persons whose applications were dismissed for the reason that they failed to appeal to the Choctaw and Chickasaw Citizenship Court, or for the reason that their parents had been denied by a decree of said court, said dismissals should be affirmed, and the petition in so far as it relates to said applicants should be dismissed, and it is so ordered.

I am further of the opinion that the applications for the enrollment of Carl Hefner, Perry Q. Askew, Oscar G. Askew, Vernie Askew, Violet Askew, Arthur W. Carter, Roy Shipman, and Vera Shipman as citizens by blood of the Choctaw Nation should be denied, under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), and it is so ordered.

Maskogee, Indian Territory,
Oct. 25, 1906.

Signed, Tams Bixby,
Commissioner.

New Born

#1072.

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Arthur W. Carter

as a citizen of

Chectaw Nation.

Approved..... 190...

Commissioner.

Born Jan. 16 1904

Act of Congress approved
April 26, 1906.

Department of the Interior
Commissioner to the Five Civilized Tribes
FILED Jul 26 1906
(Stamped) Tans Bixby
Commissioner.

Chectaw

#1072

Received

Jul 29 1906

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
 of Arthur W. Carter, born on the 16th day of January, 1904
(Here insert name of child)
 Name of Father: Charles Carter a citizen of the U. S. Nation.
 Name of Mother: Roxy C. Carter a citizen of the Choctaw Nation.
 Tribal enrollment of father: U. S. Tribal enrollment of mother: Choctaw
 Postoffice: Willis I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Southern District.

I, Roxy C. Carter, on oath state that I am 21
 years of age and a citizen by blood, of the Choctaw Nation;
 that I am the lawful wife of Charles Carter, who is a citizen, by
marriage, of the Choctaw Nation; that a male child was
(Male or Female)
 born to me on 16th day of January, 1904, that said child has been named
Arthur W. Carter and was living March 4, 1906.

(Signed) Roxie C. Carter

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 30th day of June, 1906.(Signed) C. H. Thomas

(Seal)

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Southern District.

I, J. P. Collins, a physician, on oath state that I
 attended on Roxy C. Carter, wife of Charles Carter
 on the 16th day of January, 1904, that there was born to her on said date a male
(Male or Female)
 child; that said child was living March 4, 1906, and is said to have been named Arthur W. Carter

(Signed) Dr. J. P. Collins

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 30th day of July, 1906.(Signed) C. H. Thomas

(Seal)

Notary Public.

Choctaw Minor 1073

Carl Hefner

M 1073

1073

MINOR
CHOCTAW
ENROLLMENT

CARL HEFNER

As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26. 1906

REFUSED OCT 23 1906

RECORD FORWARDED DEPARTMENT

OCT 24 1906

Notices and decision in 7-5200

1073

C-105
7-5073
5074
5106
5122
5123
5196
5197
5200
5201
5214

COPY

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Newt Askew, et al., as citizens of the Choctaw Nation.

DECISION.

It appears from the record herein and from the records in the possession of the Commissioner to the Five Civilized Tribes that application was made to the Commission to the Five Civilized Tribes at Ardmore, Indian Territory, September 23, 1898, by Newt Askew, for the enrollment of himself, his wife, Nancy M. Askew, William H. Askew, Henry E. Askew, Elizabeth V. Askew, Dallas A. Askew and Roxy C. Askew, children of said Newt Askew and Nancy M. Askew, as citizens by blood of the Choctaw Nation; that on April 10, 1900, written application was made for the enrollment of Alpha Marie Hefner as a citizen by blood of the Choctaw Nation; that on April 11, 1902, written application was made for the enrollment of Julius Edward Askew as a citizen by blood of the Choctaw Nation; that on April 25, 1902, written application was made for the enrollment of Nancy Ann Hefner, as a citizen by blood of the Choctaw Nation; that application was made by William Q. Askew, at Ardmore, Indian Territory, September 22, 1898, for the enrollment of himself and minor children, Mattis Askew, Ellen Askew and Tom Askew as citizens by blood of the Choctaw Nation, and for the enrollment of his wife, Martha Askew, as a citizen by intermarriage of said nation; that application was made by Rebecca Askew at Ardmore, Indian Territory, September 23, 1898, for the enrollment of herself as a citizen by blood of the Choctaw Nation; that application was made by William T. Askew at Ardmore, Indian Territory, September 22, 1898, for the enrollment of himself and minor children, Thane Askew, Perry Askew, Tommy Askew, Lillie Askew, Gilbert Askew and Lizzie Askew as citizens by blood of the Choctaw Nation, and for the enrollment of his wife, Bettie Askew, as a citizen by intermarriage of said nation; that on October 13, 1900, written application was made for the enrollment of Ethel Askew, minor daughter of said William T. Askew and Bettie Askew, as a citizen by blood of the Choctaw Nation; that on August 16, 1902, written application was made for the enrollment of Robert Askew, minor son of the said William T. Askew and Bettie Askew, as a citizen by blood of the Choctaw Nation; that on November 30, 1901, written application was made for the enrollment as a citizen by blood of the Choctaw Nation of Robert Floy Shipman, minor child of Thane Shipman, (nee Askew), by her husband, T. D. Shipman; that application was made by Mary E. Jackson at Ardmore, Indian Territory, September 23, 1898, for the enrollment of herself and her minor children, Taylor P. Jackson, Alma Jackson, Charley Jackson, Roscoe Jackson and Ethel Jackson, as citizens by blood of the Choctaw Nation; that application was made by Mary C. Brewer at Ardmore, Indian Territory, September 23, 1898, for the enrollment of herself and minor children, Anna Brewer and Elmer Brewer, as citizens by blood of the Choctaw Nation;

that on December 18, 1899, written application was made for the enrollment of the applicant, Mary B. Brewer, minor daughter of said Mary U. Brewer and G. F. Brewer, as a citizen by blood of the Choctaw Nation; that application was made by George W. Askew at Ardmore, Indian Territory, September 22, 1898, for the enrollment of himself and minor children, Sophia Askew and Alice Askew, as citizens by blood of the Choctaw Nation, and for the enrollment of his wife, Dora Askew, as a citizen by intermarriage of said nation; that application was made by Martha E. Turner, at Ardmore, Indian Territory, September 23, 1898, for the enrollment of herself as a citizen by blood of the Choctaw Nation; that application was made by Sam Askew at Ardmore, Indian Territory, September 23, 1898 for the enrollment of himself as a citizen by blood of the Choctaw Nation, and for the enrollment of his wife, Lena Askew, as a citizen by intermarriage of said nation; that on March 20, 1900, written application was made for the enrollment of Frankie Beatrice Askew, minor daughter of Sam Askew and Lena Askew, as a citizen by blood of the Choctaw Nation; that on April 2, 1901 written application was made for the enrollment of Leo Askew, minor son of Sam Askew and Lena Askew, as a citizen by blood of the Choctaw Nation; that application was made by John Askew, at Ardmore, Indian Territory, September 23, 1898 for the enrollment of himself as a citizen by blood of the Choctaw Nation.

It further appears from the records in the possession of the Commissioner to the Five Civilized Tribes that the applicants, William Q. Askew, William T. Askew, George W. Askew, Sam Askew, Martha Askew, Mattie Askew, Ellen Askew, Tom Askew, Bettie Askew, Thane Askew, Perry Askew, Tommy Askew, Lillie Askew, Gilbert Askew, Lizzie Askew, Dora Askew and Sophia Askew were applicants to the Commission to the Five Civilized Tribes for admission to citizenship in the Choctaw Nation under the provisions of the Act of Congress approved June 10, 1896 (29 Stats., 321), that they were denied such admission by a decision of the Commission of December 1, 1896 (1896 Choctaw Citizenship Case No. 1); that from this decision an appeal was taken to the United States Court for the Southern District of Indian Territory, which court on December 21, 1897, in the case entitled "William Q. Askew, et al. vs. Choctaw Nation", rendered a judgment reversing the decision of the Commission to the Five Civilized Tribes as to the applicants, and admitted all of said applicants to citizenship in the Choctaw Nation, except Martha Askew, Bettie Askew and Dora Askew. On March 12, 1898 said court rendered a supplemental decision in said case admitting said Martha Askew, Bettie Askew and Dora Askew to citizenship in the Choctaw Nation.

These judgments were subsequently vacated, set aside, and held for naught by a decree of the Choctaw and Chickasaw Citizenship Court on December 17, 1902, in the test case of "Choctaw and Chickasaw Nation, or Tribes, vs. J. T. Riddle, et al."

Said cause was subsequently certified to the Choctaw and Chickasaw Citizenship Court, created by the Act of Congress approved July 1, 1902 (32 Stats., 641), for a trial de novo, and on September 19, 1904, said Citizenship Court in the case entitled "William Quint Askew, et al., vs. Choctaw and Chickasaw Nations" (Choctaw Chickasaw Citizenship Court Case No. 2 Tishomingo Docket), rendered a judgment therein, wherein it was "ordered, adjudged and decreed that the petition of the plaintiffs, William Quint Askew, Martha Askew, Mattie Askew, Ellen Askew, Tom Askew, William Thomas Askew, Bettie Askew, Perry Askew, Tommie Askew, or Tommy Askew, Lily Askew or Lillie Askew, Gilbert Askew, Lizzie Askew, Thane Shipman, or Thane Askew, George Washington Askew, Dora Askew,

Sophia Askew and Sam Askew be denied, and that they be declared not citizens of the Choctaw Nation and not entitled to enrollment as such citizens and not entitled to any rights whatever flowing therefrom."

It further appears from the records in the possession of the Commissioner to the Five Civilized Tribes that under the provisions of the Act of Congress approved June 10, 1896 (29 Stats., 321), application was made to the Commission to the Five Civilized Tribes for admission to citizenship in the Choctaw Nation of the following named persons; Rebecca Askew, Johnnie Askew, Newton Askew, Nancy Maliney Askew, William Howard Askew, Henry Edward Askew, Elizabeth Viola Askew, Dallas Alexander Askew, Roxie Cordelia Askew, Mrs. May Catherine Brewer, George Brewer, Elma Brewer, Emma Brewer, Mrs. Mary Ellen Jackson, Tom Jackson, Taylor Franklin Jackson, Almer Jackson, Charlie Jackson, Roscoe Jackson, Mrs. Martha Etta Turner, and Marshall A. Turner. All of said applicants were denied admission to citizenship in the Choctaw Nation by a judgment of the Commission on December 1, 1896 (1896 Choctaw Citizenship Case No. 2)

Said cause was subsequently appealed to the United States Court for the Southern District of Indian Territory, which Court on December 21, 1897, reversed the decision of the Commission to the Five Civilized Tribes as to certain of the applicants, and admitted the following as citizens of the Choctaw Nation: John Askew, Newt Askew, William Howard Askew, Henry Edward Askew, Elizabeth Viola Askew, Dallas Alexander Askew, Roxie Cordelia Askew, Mrs. Rebecca Askew, Mrs. Nancy Melinda Askew, Mrs. May Catherine Brewer, Emma Brewer, Elmer Brewer, Mary Ellen Jackson, Taylor Franklin Jackson, Alma Jackson, Charlie Jackson, Roscoe Jackson and Mrs. Martha Etta Turner. In addition thereto the judgment of the Court recited "It further appears that exceptions have been filed to that part of the Master's Report relating to George Brewer, Marshall Turner and Tom Jackson, and it is hereby ordered that this cause stand open as to these three parties, so that exceptions may be considered hereafter".

Said judgment was subsequently vacated, set aside and held for naught by a decree of the Choctaw and Chickasaw Citizenship Court of December 17, 1902, in the test case of "Choctaw and Chickasaw Nations, or Tribes, vs. J. T. Riddle, et al".

Said cause as to certain of the applicants was subsequently certified to the Choctaw and Chickasaw Citizenship Court, created under the Act of Congress approved July 1, 1902 (32 Stats., 641), for a trial de novo, and on September 19, 1904, in the case entitled "Newt Askew, et al., vs. Choctaw and Chickasaw Nations" (Choctaw-Chickasaw Citizenship Court Case No. 1, Tishomingo Docket), rendered a judgment therein, wherein it was "ordered, adjudged and decreed that the petition of the plaintiffs, Newt Askew, Nancy Malinda Askew, William Howard Askew, Dallas Alexander Askew, Henry Edward Askew, Roxie Cordelia Carter (nee Askew), or Roxie Cordelia Askew, Johnnie Askew, or John Askew, Mary Catherine Brewer, or May Catherine Brewer, Emma Brewer, Elmer Brewer, Mary Ellen Jackson, Taylor Franklin Jackson, Alma Jackson, Charlie Jackson, Roscoe Jackson, Elizabeth Viola Hefner (nee Askew), or Elizabeth Viola Askew, and Rebecca Askew be denied, and that they be declared not citizens of the Choctaw Nation, and not entitled to enrollment as such citizens and not entitled to any rights whatever flowing therefrom".

On November 12, 1904, the Commission to the Five Civilized Tribes issued orders dismissing the applications for the enrollment of Alpha Marie Hefner, Nancy Ann Hefner, Julius Edward Askew, Mary B. Brewer, Lena Askew, Frankie Beatrice Askew, Leo Askew, Alice Askew, Ethel Askew, Robert Askew, Robert Floy Shipman, and Ethel Jackson, for the reason that the persons through whom they claimed the right to enrollment had been denied citizenship by the Choctaw and Chickasaw Citizenship Court.

On December 3, 1904, the Commission to the Five Civilized Tribes issued an order dismissing the application for the enrollment of Martha E. Turner as a citizen by blood of the Choctaw Nation in accordance with the opinion of the Acting Attorney General dated May 9, 1904 (I.T.D. 3824-1904), and the opinion of the Assistant Attorney General for the Department of the Interior dated July 30, 1904 (I.T.D. 5246-1904.)

Under the regulations adopted by the Commissioner to the Five Civilized Tribes January 2, 1906, there was filed on March 14, 1906, by Thomas Norman, attorney for the petitioners, a petition praying for the enrollment of the following persons as citizens of the Choctaw Nation: Newt Askew, Nancy Malinda Askew, John Askew, Dallas Alexander Askew, Carrie Margarette Askew, Roxie Cordelia Carter, (nee Askew), Marshall Turner, Mary Ellen Jackson, Tom Jackson, Taylor Jackson, Alma Jackson, Charley Jackson, Roscoe Jackson, Ethel Jackson, Viola Elizabeth Hefner, Joe Hefner, Alpha Marie Hefner, Nancy Ann Hefner, Mary Catherine Brewer, George Brewer, Emma Narcissus Brewer, Elmer Washington Brewer, Mary Belle Brewer, William Howard Askew, Tavia Askew, Julius Edward Askew, Henry Edward Askew, Rebecca Askew, William Quint Askew, Martha Askew, Mattie Askew, Ellen Askew, Tom Askew, William Thomas Askew, Bettie Askew, Perry Askew, Tom Askew, Lillie Askew, Gilbert Askew, Lizzie Askew, Ethel Askew, Robert Askew, Thaney Shipman, Floy Shipman, George Washington Askew, Dora Anderson Askew, Sophia Askew, Alice Askew, Sam Askew, Lena Askew and Leo Askew.

It is alleged in the petition that the petitioners are Choctaw descendants of Choctaw ancestry; that they took up a residence in the Indian Territory between the years 1880 and 1890 and have continued to reside in either the Choctaw or Chickasaw Nation since that time; that they claimed before and after their removal to said nations to be citizens of the Choctaw Nation by virtue of their Choctaw blood and Choctaw descent; that all their kinsfolk on Choctaw Indian side of the family, or a great many of them, are on the roll as citizens of the Choctaw Nation, that they have taken their allotment of lands and drawn their share of moneys thereof, and that their enrollment has long since been approved by the Secretary of the Interior.

The petitioners further state that among other children, an old half-blood Choctaw Indian, named Aaron Askew, had three children, two boys named Murrill and Tom, and one girl named Elizabeth, or Betty, who married a man named Douglas; that the United States Indian Agent rendered a decision about 1890, which was approved by the Choctaw Council, in which he adjudged the children of Murrill Askew to be citizens of the Choctaw Nation, all of whom are now on the approved roll of Choctaws; that in 1896 the Commission to the Five Civilized Tribes rendered a decision that the children of Elisabeth Douglas were citizens of the Choctaw Nation, and from

this decision no appeal was taken; that all of said children are on the approved Choctaw rolls; that the petitioners herein are the legitimate descendants of the other brother named Tom Askew, and that they as well as the descendants of the said Murrill Askew and Elizabeth Douglas (nee Askew) are citizens of said nation.

On July 19, 1906, written applications were made to the Commissioner to the Five Civilized Tribes for the enrollment of the following persons as citizens by blood of the Choctaw Nation, under the provisions of the Act of Congress approved April 26, 1906, (34 Stats., 137); Carl Hefner, born February 23, 1906, minor child of Joe H. Hefner and Viola Hefner; Perry Q. Askew, born June 4, 1903, minor child of George W. Askew and Dora A. Askew; Oscar G. Askew born December 22, 1902, and Vernie Askew, born July 11, 1905, minor children of Dallas A. Askew and Carrie E. Askew; Violet Askew, born September 25, 1904, minor child of William H. Askew and Octavia W. Askew; Arthur W. Carter, born January 16, 1904, minor son of Charles Carter and Roxy C. Carter; and Roy Shipman, born August 12, 1905, minor child of Tom Shipman and Thanie Shipman. April 26, 1906, written application was made for the enrollment of Vera Shipman, born September 29, 1903, minor child of Thanie Shipman and T. D. Shipman, as citizens by blood of the Choctaw Nation.

It does not appear from the records in the possession of the Commissioner to the Five Civilized Tribes that any of the applicants has ever been recognized or enrolled as a citizen of the Choctaw Nation by any duly constituted authority.

The names of none of said applicants appear upon any of the tribal rolls of the Choctaw Nation in the possession of the Commissioner to the Five Civilized Tribes.

I am of the opinion that inasmuch as it does not appear from the records herein or from the records in the possession of this office that any of the applicants who applied to the Commission to the Five Civilized Tribes in 1896 possessed any tribal status as citizens of the Choctaw Nation, said Commission had jurisdiction to pass upon their rights as citizens of said nation, and I am without authority to take any action looking to their enrollment as citizens of said nation, and that the petition in so far as it relates to said applicants should be dismissed, and it is so ordered.

I am further of the opinion that as to those persons whose applications were dismissed for the reason that they failed to appeal to the Choctaw and Chickasaw Citizenship Court, or for the reason that their parents had been denied by a decree of said court, said dismissals should be affirmed, and the petition in so far as it relates to said applicants should be dismissed, and it is so ordered.

I am further of the opinion that the applications for the enrollment of Carl Hefner, Perry Q. Askew, Oscar G. Askew, Vernie Askew, Violet Askew, Arthur W. Carter, Roy Shipman, and Vera Shipman as citizens by blood of the Choctaw Nation should be denied, under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), and it is so ordered.

Signed, James Bixby,

Commissioner.

Muskogee, Indian Territory,

Oct. 23, 1906.

New Born

#1073.

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

.....Carl Hefner.....

as a citizen of

.....Choctaw.....

Nation.

Approved..... 190...

.....
Commissioner.

Born Feb. 23 1906

Act of Congress approved

April 26, 1906.

Department of the Interior
Commissioner to the Five Civilized Tribes

FILED Aug 13 1906

(Stamped) Tams Bixby
Commissioner.

Choctaw

~~9-6200~~

N.B. 1073.

Received

Jul 19 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Carl Hefner born on the 23rd day of February 1906.
[Here insert name of child]
Name of Father: Joe H. Hefner a citizen of the U.S. Nation.
Name of Mother: Viola Hefner a citizen of the Choctaw Nation.
Tribal enrollment of father U.S. Tribal enrollment of mother Choctaw.
Postoffice Willis, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, Viola Hefner, on oath state that I am 25 years of age and a citizen by blood of the Choctaw Nation; that I am the lawful wife of Joe H. Hefner, who is a citizen, by marriage of the Choctaw Nation; that a male child was [Male or Female] born to me on 23rd day of February 1906; that said child has been named Carl Hefner and was living March 4, 1906.

(Seal)

Viola E. Hefner

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 30th day of June 1906.

(Signed) C. H. Thomas

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, C. W. Rowland, a physician, on oath state that I attended on Viola Hefner, wife of Joe H. Hefner on the 23rd day of February 1906; that there was born to her on said date a male child; that said child was living March 4, 1906, and is said to have been named Carl Hefner.
[Male or Female]

(Signed) C. W. Rowland

WITNESSES TO MARK:

[Must be Two Witnesses] {

(Seal)

Subscribed and sworn to before me this 30th day of June 1906.

(Signed) C. H. Thomas

Notary Public.

Choctaw Minor 1074

Zach Aiton Callaway

M 1074

MINOR
CHOCTAW
ENROLLMENT

ZACH ALTON CALLAWAY

As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26. 1906

REFUSED

FEB 21 1907

COPY OF DECISION FORWARDED

APPLICANT

FEB 21 1907

Copy of Decision Forwarded

Attorneys for Choctaw and

Chickasaw Nations.

FEB 21 1907

RECORD FORWARDED DEPARTMENT.

FEB 21 1907

ACTION APPROVED BY
SECRETARY OF INTERIOR

MAR 2 1907

Notice of Departmental Action

Forwarded Attorneys for Choctaw

and Chickasaw Nations. APR 2 1907

Notice of Departmental Action

Mailed Applicant.

APR 2 1907

New Born #1074

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

Jack Alton Callanwell

as a citizen of

Choctaw Nation.

Approved..... 190...

Commissioner.

Born April 20, 1904.

ACT OF CONGRESS APPROVED APRIL 26, 1906.

RECEIVED

U. S. DEPT. OF THE INTERIOR

Aug. 14-1906

Commissioner

CHOCTAW

RECEIVED

NB. 1074.

Jul. 23-1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Jack Alton Calloway, born on the 20 day of April, 1904.
(Here insert name of child)
Name of Father: John Thos. Calloway, a citizen of the U. S. Nation.
Name of Mother: Evelena Calloway, a citizen of the Choctaw Nation.
Tribal enrollment of father: Pending, Tribal enrollment of mother: Pending.
Postoffice: Alma, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Southern District.

I, Evelena Calloway, on oath state that I am 28
years of age and a citizen by Blood, of the Choctaw Nation;
that I am the lawful wife of John Thomas Calloway, who is a citizen, by
Marriage, of the Choctaw Nation; that a male child was
born to me on 20 day of April, 1904, that said child has been named
Jack Alton Calloway, and was living March 4, 1906.

Evelena Calloway

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 20 day of July, 1906.

(Seal)

J. E. Harterson
My Commission expires Dec. 6 - 08 Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
29 District.

I, Serena Quinn, a midwife, on oath state that I
attended on Evelena Calloway, wife of John Thomas Calloway
on the 20 day of April, 1904; that there was born to her on said date a male
child; that said child was living March 4, 1906, and is said to have been named Jack Alton
Calloway.
Serena Quinn

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 20 day of July, 1906.

(Seal)

J. E. Harterson
My Commission expires Dec. 6 - 08 Notary Public.

With Dr. J. W. Kicher
whose whereabouts
are unknown.

25-1074.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Zach Alton Callaway as a citizen by blood of the Choctaw Nation.

D E C I S I O N.

It appears from the record herein that on July 25, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Zach Alton Callaway as a citizen by blood of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records in the possession of this office that said applicant was born on April 20, 1904; that he was living on March 4, 1906; and that he is the son of John Thomas Callaway, a non-citizen, and Eualena Callaway, who (as Eva Reid) was denied citizenship in the Choctaw Nation by a decree of the Choctaw and Chickasaw Citizenship Court on April 30, 1904, in case No. 45 upon the McAlester Docket of said Court.

I am, therefore, of the opinion that the application for the enrollment of Zach Alton Callaway as a citizen by blood of the Choctaw Nation should be denied, under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), and it is so ordered.



Commissioner,

Muskogee, Indian Territory,

FEB 21 1907

23-1074.

COPY

Muskogee, Indian Territory, February 21, 1907.

John Thos. Callaway,

Alma, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 21, 1907, denying the application for the enrollment of Zach Alton Callaway as a citizen by blood of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

Tamm Bixby

Commissioner.

Registered
Incl. 23-1074.

23-1074.

COPY

Muskogee, Indian Territory, February 21, 1907.

Mansfield, McNurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 21, 1907, denying the application for the enrollment of Zach Allen Callaway as a citizen by blood of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Jame Bixby*

Commissioner.

Incl. 23-1074.

COPY

Muskogee, Indian Territory, February 21, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Zach Alton Callaway as a citizen by blood of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated February 21, 1907, denying said application.

Respectfully,

SIGNED *James Bixby*

Commissioner.

2 Incl. 23-1074.

Through the
Commissioner of Indian Affairs.

D.C. 12634.
L.S.

J.F.
O.K.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

I. T. D.
6078, 6096, 6126, 6140-07.
6182, 6778, 6808, 6838-07.
6836, 6840, 6842, 6844-07.
6850, 6852, 6856, 6858-07.
6864, 6870, 6882, 6884-07.
6894, 6900, 6902, 6904-07.
6906, 6908, 6909, 6909-07.

March 2, 1907.

WASH.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are enclosed:

Title of Case.	Date of Your Letter of Transmittal.
Cyr Richardson, Jr., (Freedman),	February 14, 1907.
Ernest and Willie Lee Draper (Freedman),	February 14, 1907.
Mary Derris Clayton,	February 16, 1907.
Alexander Harland (Freedman),	February 13, 1907.
Ernest and Louis Fields (Freedman),	February 13, 1907.
Glaud Waid Thompson (Freedman),	February 13, 1907.
Levin Prussy (Freedman)	February 15, 1907.
Edna R. Johnson (Miss. Freedman),	February 20, 1907.
John Littlejohn et al. (Freedman),	February 22, 1907.
Debias Louis and James Russell (Freedman),	February 19, 1907.
Richard Hamley (Freedman),	February 18, 1907.
Mary Plummer,	February 14, 1907.
Jack Alton Callaway,	February 21, 1907.
Riley Cole (Freedman)	February 19, 1907.
Albert V. and Edith Ford,	February 21, 1907.
Blanch Estelle Antray et al.,	February 21, 1907.
Paul Jones,	February 21, 1907.

Title of Case.

**Date of Your
Letter of Transmittal.**

Frances and Viola Bryson (Freedmen),	February 14, 1907.
Hattie Smith (Freedman),	February 18, 1907.
Ora Williams (Freedman),	February 26, 1907.
William J. Hanley,	February 21, 1907.
Vera and Vera Eleavans,	February 18, 1907.
Annie Watkins (Freedman),	February 14, 1907.
Francis York,	February 21, 1907.
J. W. Duffman, et al.,	February 18, 1907.
Sam W. and John A. Potts,	February 18, 1907.
Eva Wright,	November 20, 1906.
Thomas A. Starn, (intermarried),	February 18, 1907.

A copy herewith and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Joseph M. Wilson,

Assistant Secretary.

25 inc. and 26 inc.
for Indian Office.

W.C.F.
2-3-07.

R.N.

Land
19656-1907.

(COPY)

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

March 1, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from Commissioner Bixby dated February 21, 1907, transmitting the record relative to the application of Zach Alten Callaway for enrollment as a citizen by blood of the Cheetaw Nation, including the Commissioner's decision of February 21, 1907, denying the application. The record has been examined and it is found that the Commissioner's decision is correct. Its approval is recommended.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

GAV-SH

28-1074

Muskogee, Indian Territory, April 2, 1907.

John Thos. Calloway,

Alma, Indian Territory.

Dear Sir:

You are hereby advised that on March 2, 1907,
the Secretary of the Interior affirmed the decision of the
Commissioner to the Five Civilized Tribes, rendered February
21, 1907, denying the application for the enrollment of Zach
Alton Calloway as a citizen by blood of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

25-1074

Muskogee, Indian Territory, April 2, 1907.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 2, 1907,
the Secretary of the Interior affirmed the decision of the
Commissioner to the Five Civilized Tribes, rendered February
21, 1907, denying the application for the enrollment of Zach
Alton Callaway as a citizen by blood of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

Choctaw Minor 1075

Eldridge Lee Kirkland

M 1075

MINOR
CHOCTAW
ENROLLMENT

ELDRIDGE LEE KIRKLAND

As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26. 1906

REFUSED

JAN 28 1907

COPY OF DECISION FORWARDED

APPLICANT

Jan 28 1907

Copy of Decision Forwarded

Attorneys for Choctaw and

Chickasaw Nations.

Jan 28 1907

RECORD FORWARDED DEPARTMENT

JAN 28 1907

ACTION APPROVED BY
SECRETARY OF INTERIOR

MAR 1 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations

APR 3 1907

Notice of Departmental
Action Mailed Applicant

Apr 3 1907

NEW BORN 1075

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

..... Eldridge Lee Kirkland

as a citizen of

..... Choctaw Nation

Approved..... 190...

.....
Commissioner.

Born Jan. 18 1903

Act of Congress approved April 26, 1906
Department of the Interior
Commissioner to the Five
Civilized Tribes.

F I L E D JUL 2, 1906
Tams Bixby, Commissioner.

CHOCTAW RECEIVED JUN 26 1906
N. B. 1075

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Eldridge Lee Kirkland, born on the 18th day of January 1903.
[Here insert name of child]
Name of Father: Eldridge Kirkland a citizen of the Choctaw Nation.
Name of Mother: Hellen Ophelia Kirkland a citizen of the Choctaw Nation.
Tribal enrollment of father: Choctaw Tribal enrollment of mother: None.
Postoffice: Paoli 1. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

17 District. }

I, Hellen Ophelia Kirkland on oath state that I am thirty-eight
years of age and a citizen by Marriage of the Choctaw Nation;
that I am the lawful wife of Eldridge Kirkland, who is a citizen, by
Blood of the Choctaw Nation; that a Male child was
born to me on 18th day of January 1903; that said child has been named
Eldridge Lee Kirkland and was living March 4, 1906.

hellen orphelia kirkland

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 16th day of June 1906.

(SEAL)

J. E. Hillman

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

Western District. }

I, J. B. Maples, M. D., on oath state that I
attended on Hellen Ophelia Kirkland, wife of Eldridge Kirkland,
on the 18th day of Jan 1903; that there was born to her on said date a Male
child; that said child was living March 4, 1906, and is said to have been named Eldridge Lee Kirk-
land

J. B. Maples M. D.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 23rd day of June 1906.

(SEAL)

Virgil A. Pipkins

Notary Public.

23-1075.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

-101-

In the matter of the application for the enrollment of
Eldridge Lee Kirkland as a citizen by blood of the Choctaw Nation.

-: D E C I S I O N :-

It appears from the record herein that on June 26, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Eldridge Lee Kirkland as a citizen by blood of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records in the possession of this office that Eldridge Lee Kirkland was born January 12, 1903 and is the son of Eldridge Kirkland, who was denied citizenship in the Choctaw Nation by the Choctaw and Chickasaw Citizenship Court November 28, 1904 in case No. 75 on the Tishomingo Docket thereof and Hellen Gerphelia Kirkland, a non citizen white woman.

I am of the opinion that the applicant, Eldridge Lee Kirkland, is not entitled to enrollment as a citizen by blood of the Choctaw Nation and that the application for his enrollment as such should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), and it is so ordered.


Commissioner.

Muskogee, Indian Territory,

JAN 28 1907

23-1075

COPY

Muskogee, Indian Territory, January 28, 1907.

Eldridge Kirkland,

Pacoli, Indian Territory.

Dear Sir:

I inclose herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 28, 1907, denying the application for the enrollment of Eldridge Lee Kirkland as a citizen by blood of the Choctaw Nation.

The decision, with the record of proceedings in the case is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tame Bixby*
Commissioner.

Registered,
23-1075.

23-1075

COPY

Muskogee, Indian Territory, January 28, 1907.

Mansfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Dear Sir:

I inclose herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 28, 1907, denying the application for the enrollment of Eldridge Lee Kirkland as a citizen by blood of the Choctaw Nation.

The decision, with the proceedings in the case is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tame Bixby*
Commissioner.

23-1075.

COPY

Muskogee, Indian Territory, January 28, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Eldridge Lee Kirkland as a citizen by blood of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, rendered January 28, 1907, denying said application.

Respectfully,

SIGNED *Tamie Bixby*
Commissioner.

23-1075.

Through the
Commissioner of Indian Affairs.

DEPARTMENT OF THE INTERIOR

WASHINGTON

D.P.

D.C. 12506-12507.

March 1, 1907.

I.T.D. 5520, 5521, 5542, 5544, 5572-1907.
5590, 5594, 5598, 5600, 5602-
5604, 5608, 5622, 5630, 5636- "

SIR

Direct.

Commissioner to the Five Civilized Tribes,

Washington, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed.

Title of Case.

Date of your letter of transmittal.

Arizona Giddard, et al.	January 21, 1907.
Willie E. Gubins	January 11, 1907.
John Thomas Owens, et al.	January 10, 1907.
Alfred F. Barbour	January 11, 1907.
Newton Hall (freedman)	February 9, 1907.
Bertha May Williams, et al.	December 1, 1906.
Leroy Brashers (freedman)	February 4, 1907.
J. H. La Rue Moore	December 24, 1906.
Flourance M. Reeves	January 22, 1907.
Bella Ellis, et al. (Choctaw Chick.)	January 4, 1907.
Roberta Duffie (freedman)	February 8, 1907.
Edridge Lee Kirkland	January 20, 1907.
Clarence Henry Madden, et al.	December 24, 1906.
Betta M. Morgan	January 22, 1907.
Reel Walker	January 4, 1907.

A copy herewith and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

15 Inc. and
20 to Ind. Off.
A.V.L.
3-1-07.

James H. Wilson,
Assistant Secretary.

Land
10291-1907.

COPY.

DEPARTMENT OF THE INTERIOR
OFFICE OF INDIAN AFFAIRS
WASHINGTON

February 25, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a record of the proceedings in the matter of the application for the enrollment of Eldridge Lee Kirkland as a citizen of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes adverse to the applicant.

The record shows that on June 26, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Eldridge Lee Kirkland as a citizen of the Choctaw Nation. The record further shows that the applicant was born January 12, 1903, and is the son of Eldridge Kirkland, who was denied citizenship in the Choctaw Nation by the Choctaw and Chickasaw Citizenship Court on November 26, 1904, and Helen Cyphalia Kirkland, a non-citizen. This case does not come within the Loula West case approved by the Department February 10, 1906 (I.P.D. 10353-1906), as the applicant did not have tribal status in 1906.

Therefore, by reason of the provisions of the Act of April 26, 1906 (34 Stat.L., 137), the Office concurs in the decision of Commissioner Bixby denying the enrollment of the applicant as a citizen of the Choctaw Nation.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

MM-W

23-1079

Muskogee, Indian Territory, April 3, 1907.

Elbridge Kirkland,

Doall, Indian Territory.

Dear Sir:

You are hereby advised that on March 1, 1907, the Secretary of the Interior affirmed the decision of this office of January 28, 1907, denying the application for the enrollment of Elbridge Lee Kirkland as a citizen by blood of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

23-1075

Muskogee, Indian Territory, April 3, 1907.

Mansfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 1, 1907, the Secretary of the Interior affirmed the decision of this office of January 28, 1907, denying the application for the enrollment of Elbridge Lee Kirkland as a citizen by blood of the Choctaw Nation.

Respectfully,

Eco. D. Rodgers.

Acting Commissioner.

7-6019

Muskogee, Indian Territory, June 30, 1906.

Eldridge Kirkland,

Paoli, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of
Hellen Orphelia Kirkland and J. B. Maples to the birth of
Eldridge Lee Kirkland, child of Eldridge Kirkland and Helen
Ophelia Kirkland, January 18, 1903.

Respectfully,

Commissioner.

Choctaw Minor 1076

Daniel Oscar Sledge

Louoeqa Sledge

Harry G. Sledge

M 1076

MINOR
CHOCTAW
ENROLLMENT

DANIEL OSCAR SLEDGE

LOUOEGA

"

HARRY G.

"

A Citizen of the
CHOCTAW NATION

Act of Congress

Approved April 26. 1906

REFUSED

FEB 14 1907

RECORD FORWARDED DEPARTMENT

FEB 14 1907

ACTION Approved by
 SECRETARY OF INTERIOR.

MAR 4 1907

Notice of Departmental Action
 Forwarded Attorneys for Choctaw
 and Chickasaw Nations.

APR 15 1907

Notice of Departmental
 Action Mailed Applicant.

APR 15 1907

NEW BORN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

..... Daniel Oscar Gledge ..

as a citizen of

Choctaw

..... Nation.

Approved..... 190...

.....
Commissioner.

Born Jan, 25, 1902

Act of Congress approved April 26, 1906

Department of the Interior

Commissioner to the Five

Civilized Tribes.

F I L E D JUN 9 1906

Tams Bixby, Commissioner

CHOCTAW RECEIVED June 4, 1906

R 278

BIRTH AFFIDAVIT.

199

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the..... Choctaw..... Nation,
of Daniel Oscar Sledge..... born on the 25..... day of Jany..... 1902.
[Here insert name of child]
Name of Father: Daniel T Sledge..... a citizen of the..... Choctaw..... Nation.
Name of Mother: Louada Sledge..... a citizen of the..... Choctaw..... Nation.
Tribal enrollment of father: None..... Tribal enrollment of mother: None.....
Postoffice..... Duncan 1. T.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
..... District. }

I,, on oath state that I am.....
years of age and a citizen by....., of the..... Nation;
that I am the lawful wife of....., who is a citizen, by
....., of the..... Nation; that a child was
[Male or Female]
born to me on..... day of..... 1.....; that said child has been named
..... and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two }
Witnesses }
.....
.....

Subscribed and sworn to before me this..... day of..... 1906.

.....
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
..... District. }

I,, on oath state that I
attended on wife of.....
on the..... day of..... 1.....; that there was born to her on said date a.....
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named.....

WITNESSES TO MARK:

[Must be Two }
Witnesses }
.....
.....

Subscribed and sworn to before me this..... day of..... 1906.

.....
Notary Public.

Indian Territory,

Southern District.

Before me, the undersigned authority, this day personally appeared W. J. McCaulley and Eliza C. McCaulley, who being that duly sworn on their oaths, state they were the father and mother, respectively, of Lou Ada Sledge, nee McCaulley, deceased. That the said Louada Sledge, at the time of her death, was the wife of Daniel T. Sledge. That on the 25th day of January, 1902, the said Louada Sledge gave birth to a male child, which child was named Daniel Oscar Sledge and is now living and was living on the 4th day of March, 1906. That they were with the said Louada Sledge during her last illness and that she departed this life on the first day of February, 1902.

W. J. McCaulley

Eliza McCaulley

Subscribed and sworn to before me this the 11th day of May, 1906.

E. H. Bond

Notary Public

(SEAL)

Endorsed on back:

NEW BORN 1076

Daniel Oscar Sledge

Choctaw

Born Jan 25, 1902

Act of Congress approved April 26, 1906

Department of the Interior,

Commissioner to the Five Civilized Tribes.

F I L E D JUN 9, 1906.

Tams Bixby, Commissioner

Choctaw N. B. 1076

Received Jun 4, 1906.

NEW BORN 1076

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

..... Louelga Sledge

as a citizen of

..... Choctaw

Nation.

Approved..... 190...

.....
Commissioner.

Born Oct 17, 1903

Act of Congress approved April 26, 1906

Department of the Interior

Commissioner to the Five

Civilized Tribes

F I L E D JUN 9 1906

Tams Pixby, Commissioner.

CHOCTAW RECEIVED MAY 29 1906

N.B.1076

BIRTH AFFIDAVIT.

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Loulga Sledge, born on the 17 day of October 1903.
[Here insert name of child]
Name of Father: Daniel T. Sledge, a citizen of the Choctaw Nation.
Name of Mother: Hettie M. Sledge, a citizen of the Choctaw Nation.
Tribal enrollment of father: None Tribal enrollment of mother: None
Postoffice: Duncan Ind Ter

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, Hettie M. Sledge, on oath state that I am 24
years of age and a citizen bintarmarriage, of the Choctaw Nation;
that I am the lawful wife of Daniel T. Sledge, who is a citizen, by
blood, of the Choctaw Nation; that a female child was
born to me on 17 day of October 1903 that said child has been named
Loulga Sledge and was living March 4, 1906.

Hettie M. Sledge

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 11 day of May 1906.

(SEAL)

E. H. Bond

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, C. C. Richards, a physician, on oath state that I
attended on Hettie M. Sledge, wife of Daniel T. Sledge,
on the 17 day of Oct 1903; that there was born to her on said date a female
child; that said child was living March 4, 1906, and is said to have been named Loulga Sledge.

C. C. Richards

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 12 day of May 1906.

(SEAL)

E. H. Bond

Notary Public.

NEW BORN 1076

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

.....Harry G. Sledge.....

as a citizen of

.....Choctaw..... Nation.

Approved..... 190...

.....
Commissioner.

Born April 19, 1905

Act of Congress approved April 26, 1906

Department of the Interior

Commissioner to the Five

Civilized Tribes.

F I L E D JUN 9 1906

Tams Bixby, Commissioner.

CHOCTAW RECEIVED MAY 29 1906

N. B. 1076

BIRTH AFFIDAVIT.

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MIKORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Harry G. Sledge, born on the 19 day of April 1905.
[Here insert name of child]
Name of Father: Daniel T. Sledge a citizen of the Choctaw Nation.
Name of Mother: Hattie M. Sledge a citizen of the Choctaw Nation.
Tribal enrollment of father: None Tribal enrollment of mother: None
Postoffice: Duncan Ind Ter

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Southern District.

I, Hattie M. Sledge, on oath state that I am 24
years of age and a citizen by intermarriage of the Choctaw Nation;
that I am the lawful wife of Daniel T. Sledge, who is a citizen, by
blood, of the Choctaw Nation; that a female child was
born to me on 19 day of April 1903; that said child has been named
Harry G. Sledge and was living March 4, 1906.

Hetty M. Sledge

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 11th day of May 1906.

(SEAL)

E. H. Bond

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Southern District.

I, C. C. Richards, a physician, on oath state that I
attended on Hattie M. Sledge, wife of Daniel T. Sledge,
on the 19 day of April 1905; that there was born to her on said date a Male
child; that said child was living March 4, 1906, and is said to have been named Harry G. Sledge.

C. C. Richards

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 12 day of May 1906.

(SEAL)

E. H. Bond

Notary Public.

23-1076.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

-101-

In the matter of the application for the enrollment of Daniel Oscar Sledge et al. as citizens by blood of the Choctaw Nation.

-: D E C I S I O N :-

It appears from the record herein that on June 4, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Daniel Oscar Sledge as a citizen by blood of the Choctaw Nation and on May 29, 1906, application was made to said Commissioner for the enrollment of Louelga and Harry G. Sledge as citizens by blood of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records of this office that Daniel Oscar Sledge was born January 25, 1902 and is the son of Daniel F. Sledge, whose application for enrollment as a citizen by blood of the Choctaw Nation was denied by the Commission to the Five Civilized Tribes March 30, 1905 and approved by the Secretary of the Interior May 13, 1905 (I.T.D. 3698-1905) and Louada Sledge, a non citizen, now deceased.

It further appears from the record herein that the applicants, Louelga and Harry G. Sledge, were born October 17, 1905 and April 19, 1905, respectively and are the children of said Daniel F. Sledge and Nettie M. Sledge, a non citizen.

I am of the opinion that the applicants, Daniel Oscar Sledge, Louelga Sledge and Harry G. Sledge, are not entitled to enrollment as citizens by blood of the Choctaw Nation and that the application for their enrollment as such should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), and it is so ordered.


Commissioner.

Muskogee, Indian Territory,

FEB 14 1907

23-1078

COPY

Muskogee, Indian Territory, February 14, 1907.

Daniel T Sledge,

Duncan, Indian Territory,

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 14, 1907, denying the application for the enrollment of Daniel Oscar Sledge, Louelga Sledge and Harry G. Sledge as citizens by blood of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tama Bixby*

Commissioner.

Registered.

Incl. 23-1078

23-1076

COPY

Muskogee, Indian Territory, February 14, 1907.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 14, 1907, denying the application for the enrollment of Daniel Oscar Sledge, Louolga Sledge and Harry G. Sledge as citizens by blood of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

James Bixby

Commissioner.

Incl. 23-1076

COPY

Muskogee, Indian Territory, February 14, 1907.

The Honorable,

The Secretary of the Interior

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Daniel Osoar Sledge, Louolga Sledge and Harry C. Sledge as citizens by blood of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated February 14, 1907, denying said application.

Respectfully,

SIGNED

Jame Dixby

Commissioner

2 Incl.

Through the

Commissioner of Indian Affairs.

D. C. 12854-1907.

V.H.M.

JF.

DEPARTMENT OF THE INTERIOR,

WASHINGTON,

March 4, 1907.

I. T. D.

4398, 5188, 6184, 8928,
6952, 7112, 7450, 7452,
7456, 7484, 7494, 7496,
7664, 7688, 7692, 7706,
7716, 7722, 7726, 7732,
7740, 7750, 7756, 7818,
7570, 7832, --1907.

SRS.

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases, adverse to the applicants, are hereby affirmed. Copies of Indian Office letters, submitting your reports and recommending that the decisions be affirmed, are enclosed herewith:

Title of Case.

Date of your
letter of transmittal.

Carlton Smith (Miss. Choct.)	January 21, 1907.
Mattie McFarland (intermarriage),	October 19, 1906.
Elmer Meadows (freedman)	February 13, 1907.
Daniel Oscar Sledge, et al., (by blood),	February 14, 1907.
Hula Lewis (Freedman),	February 14, 1907.
Henry Adams (Freedman),	February 14, 1907.
Mattie Doak (intermarriage),	February 13, 1907.
Clyde R. Coleman (by blood),	February 21, 1907.
Alice Chatman (Freedman),	February 21, 1907.
Jim Brown (Freedman),	February 23, 1907.
John Frankling Brewer (by blood),	February 21, 1907.
Cordelia Frazier, et al. (Freedman),	February 21, 1907.
John Herbert LeFlore (Freedman)	February 23, 1907.

Mabel M. Jones, et al. (by blood),	February 21, 1907.
Charles H. Hopkins, et al., (Choctaw or Chickasaw freedman)	February 25, 1907.
T. L. Reid, Jr., et al. (by blood),	February 26, 1907.
Albert James (by blood),	February 26, 1907.
Arella Colbert, et al. (as citizens),	February 26, 1907.
John D. Fleming (by blood),	February 26, 1907.
Edmond Maceo Cohee (freedman)	February 26, 1907.
Temperence Caroline Batty (by blood),	February 26, 1907.
Anos Lewis (freedman),	February 26, 1907.
Mary A. Crowder (intermarriage),	February 26, 1907.
Gally Reives (freedman)	February 26, 1907.
W. J. Miller, et al., (Miss. Choc.)	February 7, 1903.
Henry Pruitt, et al.,	February 25, 1907.

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

E. A. Hitchcock,
Secretary.

26 enclosures, and
63 enclosures to Ind. Of.,
with copy hereof.
WCF, 3-4-07.

Refer in reply to the following:
Land: 16290-1607,

Copy

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON, March 1, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

Referring to Department letter of May 13, 1905 (I.T.D. 3698), there is enclosed a report from Commissioner Bixby, dated February 14, 1907, transmitting the record relative to the applications of Daniel G. Leugels and Henry G. Sledge, for enrollment as citizens by blood of the Choctaw Nation, including the decision of the Commissioner adverse to the applicants.

The decision of the Commissioner has been examined and found correct and is therefore recommended for approval.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

H. R. D. HL.

25-103

Waskagee, Indian territory, April 15, 1907.

Daniel T. Sledge,

Duncan, Indian territory.

Dear Sir:

You are hereby advised that on March 4, 1907, the Secretary of the Interior affirmed the decision of this office of February 14, 1907, denying the application for the enrollment of Daniel Oscar Sledge, Lowolga Sledge and Harry G. Sledge as citizens by blood of the Choctaw Nation.

Respectfully,

Commissioner.

23-1076

Muskogee, Indian Territory, April 15, 1907.

Mansfield, McMurray & Gernish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 4, 1907, the Secretary of the Interior affirmed the decision of this office of February 14, 1907, denying the application for the enrollment of Daniel Oscar Sledge, Louelga Sledge, and Harry B. Sledge as citizens by blood of the Choctaw Nation.

Respectfully,

Commissioner.

Choctaw Minor 1077

Robena Vandergriff

M 1077

1077

MINOR
CHOCTAW
ENROLLMENT

RORENA VANDERGRIFF

SEE C 132

For record See Choctaw 4575

As Citizen of the

CHOCTAW NATION

Act of Congress

Approved April 26. 1906

REFUSED

FEB 18 1907

RECORD FORWARDED DEPARTMENT.

ACTION APPROVED BY
SECRETARY OF INTERIOR MAR 4 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations APR 5 1907

Notice of Departmental Action
Forwarded Attorney for Applicant.
APR 5 1907

Notice of Departmental
Action Mailed Applicant.

APR 5 1907

1077

C-132 ✓
 7-4678 ✓ 7-2369 ✓
 7-3324 ✓ 7-2759 ✓
 7-2206 ✓ 7-3328 ✓
 7-2207 ✓
 7-2649 ✓
 7-2769 ✓
 7-2208 ✓
 7-3327 ✓
 7-3326 ✓
 7-R-345 ✓
 Memo-39 ✓
 7-6334 ✓
 23-1008 ✓
 23-1077 ✓
 23-1078 ✓

COPY

DEPARTMENT OF THE INTERIOR,
 COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of RICHARD S. BENNIGHT, et al., as citizens of the Choctaw Nation.

DECISION.

It appears from the record herein and from the records in the possession of the Commissioner to the five civilized tribes that application was made to the Commission to the five civilized Tribes on September 6, 1899, by Richard S. Bennight, for the enrollment of himself and his minor children, Luther Bennight, Winn Bennight and Dora T. Bennight, as citizens by blood of the Choctaw Nation, and for the enrollment of his wife, Anna Bennight, as a citizen by intermarriage of the Choctaw Nation; that on May 24, 1900, written application was filed for the enrollment of Tennie May Bennight, minor daughter of Richard S. Bennight and Annie G. Bennight, as a citizen by blood of the Choctaw Nation; that application was made to the Commission to the five civilized tribes at Calvin, Indian Territory, on August 9, 1899, by Samantha A. Stonecipher, for the enrollment of herself and her minor children, James B. Stonecipher, Essie M. Stonecipher, Fessie B. Stonecipher and George Stonecipher, as citizens by blood of the Choctaw Nation; that on June 7, 1900, written application was filed for the enrollment of L. C. Stonecipher, and on February 21, 1902, written application was filed for the enrollment of Ote Stonecipher, minor children of Wright Stonecipher and Samantha Stonecipher, as citizens by blood of the Choctaw Nation; that application was made to the Commission to the five civilized tribes at Tahleah, Indian Territory, on June 1, 1899, by Laura C. Messersmith, for the enrollment of herself and her minor children, Agnes Messersmith, Samuel M. McKinley, Josephine C. McKinley and John Lee McKinley, as citizens by blood of the Choctaw Nation, and for the enrollment of her husband, Clark Messersmith, as a citizen by intermarriage of the Choctaw Nation, that on April 26, 1902, application was made for the enrollment of Robert Jackson Vanneralie as a citizen by blood of the Choctaw Nation; that application was made to the Commission to the five civilized tribes at Tahleah, Indian Territory, on June 1, 1899, by James C. Johnson for the enrollment of himself and his

minor children, Alvin Johnson, William C. Johnson, Jesse B. Johnson, Escoe Johnson and Addie May Johnson, as citizens by blood of the Choctaw Nation, and for the enrollment of his wife, Delila Johnson, as a citizen by intermarriage of the Choctaw Nation; that on June 7, 1900, application was made for the enrollment of Alice Johnson as a citizen by intermarriage of the Choctaw Nation; that on January 9, 1902, written application was made for the enrollment of Virgie Benton Johnson, minor child of Alvin Johnson and Alice Johnson, as a citizen by blood of the Choctaw Nation; that application was made to the Commission to the Five Civilized Tribes at Spiro, Indian Territory, on June 14, 1899, by Hasey A. V. Vandergriff, for the enrollment of herself and her minor children, James M. Vandergriff, William P. Vandergriff, Emma L. Vandergriff, Annie C. Vandergriff and Dovey D. Vandergriff, as citizens by blood of the Choctaw Nation; that on January 17, 1902, written application was filed for the enrollment of Hildreth Vandergriff, minor child of James Vandergriff and Cleo Vandergriff, as a citizen by blood of the Choctaw Nation; that on June 15, 1899, application was made to the Commission to the Five Civilized Tribes at Spiro, Indian Territory, by James M. Bragdon, for the enrollment of Sarah D. Bragdon and her minor children, Wesley H. Bragdon, Jodie J. Bragdon, Allamantie Bragdon and Riley Bragdon, as citizens by blood of the Choctaw Nation; that on June 1, 1899, application was made to the Commission to the Five Civilized Tribes at Talihina, Indian Territory, by James C. Johnson, for the enrollment of Lena A. Williams and Samuel C. Williams as citizens by blood of the Choctaw Nation; that application was made to the Commission to the Five Civilized Tribes at Calvin, Indian Territory, August 9, 1899, by Milus Johnson, for the enrollment of himself and his minor child, Yannie Lee Johnson, as citizens by blood of the Choctaw Nation; that on February 11, 1902, written application was filed for the enrollment of Kallalie Johnson, minor child of Milus Johnson and Mattie Johnson, as a citizen by blood of the Choctaw Nation; that on August 9, 1899, application was made to the Commission to the Five Civilized Tribes at Calvin, Indian Territory, by Dortus Parish, for the enrollment of herself and her minor children, Nellie J. Parish and Mammie E. Parish, as citizens by blood of the Choctaw Nation; that on August 27, 1901, written application was filed for the enrollment of Ethel May Parish, minor daughter of R. F. Parish and Dortus Parish, as a citizen by blood of the Choctaw Nation; that application was made to the Commission to the Five Civilized Tribes during the month of August, 1899, by Osa Wingfield, for the enrollment of herself and her minor children, Gully C. Wingfield, Samuel W. Wingfield and William G. Wingfield, as citizens by blood of the Choctaw Nation; that application was made to the Commission to the Five Civilized Tribes at Muskogee, Indian Territory, October 2, 1900, by Minerva A. Battershell, for the enrollment of herself and her minor children, Minney D. Smith, Reby Y. Smith and Lucy I. Battershell, as citizens by blood of the Choctaw Nation; that application was made to the Commission to the Five Civilized Tribes at Calvin, Indian Territory, on August 9, 1899, by Atrus Thomas for the enrollment of herself and her minor daughter, Emma D. Thomas; that on January 9, 1902, written application was filed for the enrollment of Edna Lee Thomas, minor daughter of Atrus Thomas and W. I. Thomas as a citizen by blood of the Choctaw Nation;

that application was made to the Commission to the Five Civilized Tribes at Wister, Indian Territory, on June 7, 1899, by Harvey E. McLarty for the enrollment of Sarah McLarty and her minor children, Elton E. McLarty and Hurr McLarty as citizens by blood of the Choctaw Nation; that on October 8, 1900, written application was filed for the enrollment of Ida Helen McLarty, minor child of Harvey E. McLarty and Sarah McLarty as a citizen by blood of the Choctaw Nation; that application was made to the Commission to the Five Civilized Tribes at Spiro, Indian Territory, on June 18, 1899 by Amanda I. Brake for the enrollment of herself and her minor daughter, Mary Brake, as a citizen by blood of the Choctaw Nation.

It further appears from the records in the possession of the Commission to the Five Civilized Tribes that application was made to the Commission to the Five Civilized Tribes on September 7, 1896, for the admission for certain of the applicants herein as citizens of the Choctaw Nation, under the provisions of the act of Congress approved June 10, 1896 (29 stats., 321) in 1896 Choctaw Citizenship case No. 916, said names appearing in the application as follows: Luther Bennight, Win Bennight, Dora Jeff Bennight, Richard E. Bennight, Annie Bennight, Sarah D. Brogdon, Billy Brogdon, Wally H. Brogdon, Jody J. Brogdon, Alameda Brogdon, Hazy Ann P. Vandergriff, James M. Vandergriff, William P. Vandergriff, Emer L. Vandergriff, Annie C. Vandergriff and Devie D. Vandergriff. The names of Susan G. Bennight, Jessie D. Bennight, Willard Bennight, Evy G. Bennight, Mandy I. Vandergriff, Sarah McLarty, Elton E. McLarty, Hurr McLarty and Sam Snyder also appeared in said application.

It further appears from the records in the possession of the Commission to the Five Civilized Tribes that application was made to the Commission to the Five Civilized Tribes on September 9, 1896, for the admission of certain of the applicants herein as citizens of the Choctaw Nation, under the provisions of the act of Congress approved June 10, 1896 (29 stats., 321), in 1896 Choctaw Citizenship case No. 1026, the names of said applicants appearing in said application as follows: James Johnson, E. Ann Stonecipher, James E. Stonecipher, Essie May Stonecipher, Fessie Bertha Stonecipher, Roscoe Stonecipher, Portus Parish, Nellie T. Parish, Milus Johnson, Alvin Johnson, William C. Johnson, Jesse W. Johnson, Addie May Johnson, Delila Johnson, Laura C. McKinley, Lena A. Williams, Samuel C. Williams, Samuel M. McKinley, Josephine O. McKinley and John Leo McKinley. The name of Atrus Johnson also appeared in said application.

On December 4, 1896, the Commission denied the applicants in case No. 916, and on December 5, 1896, said Commission denied the applicants in case No. 1026.

From these decisions of the Commission appeal was taken to the United States Court for the Central District of Indian Territory, said cases being consolidated on appeal, which court on September 11, 1897, rendered a judgment admitting all of said applicants to citizenship in the Choctaw Nation except Susan G. Bennight, Jesse D. Bennight, Willard Bennight and Evy G. Bennight, whose applications were denied by said judgment.

Said judgment was subsequently vacated, set aside and held for naught be a decree of the Choctaw-Chickasaw Citizenship Court of December 17, 1902, in the test case of "Choctaw and Chickasaw Nations of Tribes vs. J. T. Riddle, et al".

Said cause was subsequently certified to the Choctaw-Chickasaw Citizenship Court, created under the provisions of the Act of Congress approved July 1, 1902 (32 stats., 641), for a trial de novo, and April 18, 1904, in the case entitled "Sarah D. Brogden, et al., vs. Choctaw and Chickasaw Nations" (Choctaw-Chickasaw Citizenship Court case No. 65, south Maglester Docket), said Citizenship Court rendered a judgment therein, wherein it was "ordered, adjudged and decreed that the petition of the plaintiffs, Sarah D. Brogden, Wesley E. Brogden, Jodie J. Brogden, Allamanta Brogden, Hazy Ann P. Vandergriff, Amanda I. Drake or Amanda I. Vandergriff, James E. Vandergriff, William P. Vandergriff, Emma I. Manly or Emma L. Vandergriff, Annie C. Vandergriff, James C. Johnson, S. Ann Stonecipher, James B. Stonecipher, Hsa May stonocipher or Essie May Stonocipher, Russie Martha stonocipher, Roscoe stonocipher, Dartus Parrish or Dortus Parrish, Nellie T. Parrish or Parrish, Milus Johnson, Beatrice Thomas or Atrus Johnson, Addie May Johnson, Alvin Johnson, William C. Johnson, Jesse B. Johnson or Jessie B. Johnson, Esco Johnson or Escoe Johnson, Laura C. Vander-alice or Laura C. McKinley, Josephine C. McKinley, John Lee McKinley, Lena A. Boggs or Lena A. Williams, Samuel C. Williams, Delilah Johnson or Delila Johnson, Sarah McClarty, Elton McClarty and Burr McClarty be denied and that they be declared not citizens of the Choctaw Nation and not entitled to enrollment as such citizens and not entitled to any rights whatever flowing therefrom; and as to the petitioners, Riley Brogden the court having no jurisdiction, their petition is dismissed".

On the same date, said Citizenship Court rendered a judgment in the case of "Susan S. Benight, et al., vs. Choctaw and Chickasaw Nations", wherein it was "ordered, adjudged and decreed that the petition of the plaintiffs, Susan S. Benight, Richard G. Benight, Jessie D. Benight or Jesse D. Benight, Annie G. Benight or Annie Benight, James Luther Benight or Luther Benight, Winn Benight, Dora Jeff Benight, Millard Benight, and Eva G. Benight or Eva G. Benight be denied, and that they be declared not citizens of the Choctaw Nation and not entitled to enrollment as such citizens and not entitled to any rights whatever flowing therefrom".

On May 9, 1902, the Commission to the five civilized Tribes refused the application for the enrollment of Osa Wingfield, Emily C. Wingfield, Samuel W. Wingfield and William G. Wingfield, under the provisions of the Act of Congress approved May 31, 1900 (31 Stats., 281), and on June 9, 1902, this action of the commission was approved by the Department.

On November 20, 1900, the Commission to the five civilized Tribes refused the application for the enrollment of Minerva A. Batterahell, Binney B. Smith, Toby Y. Smith and Lucy L. Batterahell, under the provisions of the Act of Congress approved May 31, 1900, (31 Stats., 281), and on April 3, 1901, this action of the Commission was approved by the Department.

On May 27, 1904, the Commission to the five civilized Tribes issued orders dismissing the applications for the enrollment of Hildreth Vandergriff, Agnes Messersmith, Robert Jackson Vander-alice, Fannie L. Johnson, Delila Johnson, Fannie E. Parrish, Ethel

May Parish, L. C. Stonecipher, Oto Stonecipher, Tennie M. Benight, Emma D. Thomas, Edna Lee Thomas, Ida Bolin McLarty and Virgie Benton Johnson, for the reason that the citizenship of the persons through whom said applicants claimed a right to enrollment had been adversely determined by the Choctaw-Chickasaw Citizenship Court.

On May 27, 1904, the application for the enrollment of Alice Johnson as a citizen by intermarriage of the Choctaw Nation was dismissed by the Commission to the Five Civilized Tribes for the reason that her husband, through whom she claimed her intermarried rights, had been denied by a decree of the Choctaw and Chickasaw Citizenship Court.

On February 1, 1905, the Commission to the Five Civilized Tribes dismissed the application for the enrollment of Samuel M. McKinley in accordance with the opinion of the Acting Attorney General dated May 9, 1904 (I.T.D. 3824-1904), and the opinion of the Assistant Attorney General dated July 30, 1904 (I.T.D. 5246-1904).

By a general order of the Commission of March 31, 1905, the applications for the enrollment of Clark Messersmith, Mary Brake and Annie C. Vandergriff were dismissed, said applicants having died prior to September 25, 1902.

Under the regulations adopted by the Commissioner to the Five Civilized Tribes January 2, 1906, there was filed on June 25, 1906, by W. O. Pool and M. M. Lindly, attorneys at law, South McAlester, Indian Territory, a petition praying for the enrollment of Susan Benight, R. S. Benight, Jessie D. Benight, Willard Benight, Eva G. Benight, Mary Ann Vandergriff, Sillar Elizabeth Sorrels, Sarah McClarty, Amanda I. Bakes (nee Vandergriff), William P. Vandergriff, Emma L. Vandergriff, Annie C. Vandergriff, Dora D. Vandergriff, Lucinda Snyder, Samuel Snyder, Wilbert Shandy, John Shandy, Georgia A. Bottoms or Georgie Bottom, James Bottom, Minnie Bottom, Becca McLain or Rebecca McLain, Frankie Bryant (nee McLain), Manerva Smith, Benjamin Smith, Tobias Smith, E. Battershall, Lucy Battershall, Sarah Brogden, Westly E. Brogden, Allamanta Brogden, Joseph L. Brogden, Riley Brogden, James C. Johnson, Delilah Johnson, S. Ann Stonecipher, Darius Parish, Milas Johnson, Lirus Thomas, Alvin Johnson, William C. Johnson, Maude May Johnson, Esco Johnson, Laura C. Vanderalice or Laura C. McKinley, Samuel M. McKinley, Joseph C. McKinley, John Leo McKinley, Samuel C. Williams, Emma D. Thomas, Fannie Johnson, Kloyer Johnson, Earnest Johnson, Alice Johnson, Virgel Johnson, Samuel Sorrels, Manda C. Sorrels, Anna Benight, Luther Benight, Venn Benight, Dora Jeff Benight, Elton E. McClarty, Burr McClarty, James B. Stonecipher, Essie Stonecipher, Bessie Stonecipher, Roscoe Stonecipher, Otto Stonecipher, Nellie T. Baggett (nee Parish), Osa Wingfield or Osa Wingfield or Osa Windfield, Emily C. Windfield, Samuel Windfield, Mrs David W. Reeves and Lena A. Boggs or Lena Boggs as citizens of the Choctaw Nation.

The petitioners, Luther Benight, Venn Benight, Dora Jeff Benight, R. S. Benight, Annie Benight, Sarah Brogden, Riley Brogden, Westly E. Brogden, Joseph L. Brogden, Fannie Johnson, Kloyer Johnson, Osa Wingfield, or Osa Wingfield or Osa Windfield, Allamanta Brogden, Mary Ann Vandergriff, William P. Vandergriff, Emma L. Vandergriff, Annie C. Vandergriff, Dora D. Vandergriff, James C. Johnson, S. Ann Stonecipher, James B. Stonecipher, Essie Stonecipher,

6.

Bessie Stonecipher, Roscoe Stonecipher, Emily G. Windfield, Samuel Windfield, Martha Parish Nellie T. Baggett (nee Parish), Miles Johnson, Alvin Johnson, William D. Johnson, Maude May Johnson, Edna Johnson, Delilah Johnson, Laura C. Vanderlice, Samuel C. Williams, Samuel M. McKinley, Joseph C. McKinley, John Lee McKinley, Hanerva Smith, Benjamin Smith, Tobias Smith, Lucy Patterson, Alice Johnson, Virgil Johnson, Sarah McLarty, Amanda I. Brakes, (nee Vandergriff), Atrus Thomas, Elton E. McLarty, Burr McLarty and Emma D. Thomas, are identical with the persons for whose enrollment as citizens of the Choctaw Nation applications were made under the provisions of the Act of Congress approved June 28, 1906 (34 Stat., 495).

This office has no record of any application ever having been made for the enrollment of the petitioners, Susan Benight, Jessie D. Benight, Millard Benight, Eva G. Benight, Samuel Snyder, Sillar Elizabeth Sorrels, Lucinda Snyder, Wilbert Chandy, John Chandy, Georgia A. Bottoms or Georgie Bottom, James Bottom, Minnie Bottom, Rebecca McLain or Rebecca McLain, Frankie Bryant (nee McLain), Earnest Johnson, Samuel Sorrels, Manda C. Sorrels and Mrs. David W. Reeves at any time prior to December 1, 1908.

Applications were received for the enrollment of the following persons as citizens of the Choctaw Nation, under the provisions of the Act of Congress approved April 26, 1906 (34 Stat., 137):

June 11, 1906, Rosena Vandergriff, born September 10, 1903, minor child of James N. Vandergriff and Alice Vandergriff;
June 1, 1906, Carl R. Vandergriff, born March 28, 1904, minor child of William P. Vandergriff and Melle Vandergriff;
June 18, 1906, Annie Myrtle Manly, born September 13, 1903, minor daughter of James Manly and Emma L. Manly;
June 11, 1906, Ury Eugene Boggs, born November 25, 1902, Samuel Leslie Boggs and John Lester Boggs, born September 12, 1905, minor children of Warren Boggs and Lena A. Boggs.

It is alleged in the petition filed June 23, 1906, that the Indian blood and residence, as well as the birth of the petitioners in the Choctaw Nation entitled them under all the laws and treaties, usages and customs and decisions of the attorney general to be enrolled as members of the Choctaw tribe of Indians; that the Commission to the Five Civilized Tribes, the United States court and the Choctaw-Chickasaw Citizenship Court had no jurisdiction over said petitioners.

It does not appear from the records in the possession of the Commissioner to the Five Civilized Tribes that the petitioners have ever been recognized or enrolled as citizens of the Choctaw Nation by the tribal authorities of said nation. The names of none of said petitioners appear upon any of the tribal rolls of the Choctaw Nation in the possession of this office.

I am, therefore, of the opinion that the petitioners have never occupied such a status as would entitle them to enrollment as citizens of the Choctaw Nation; that the action of the Choctaw-Chickasaw Citizenship Court of April 16, 1906, is final, and that the applications for the enrollment of Richard P. Benight, Luther Benight, Wina Benight, Dora J. Benight, Laura C. Vanderlice, Josephine C. (or Joseph E.) McKinley, John Lee McKinley,

Nasey A. P. Vandergriff, James M. Vandergriff, William P. Vandergriff, Emma L. Vandergriff, Deway D. Vandergriff, James C. Johnson, Alvin Johnson, William C. Johnson, Jesse B. Johnson, Rase Johnson, Addie May Johnson, Sarah D. Bragden, Wesley H. Bragden, Jodie J. (or Joseph L.) Bragden, Allaminta Bragden, Riley Bragden, Lena A. Williams, Samuel C. Williams, Dertus Parish, Mollie J. Parish, Samantha Stencipher, James B. Stencipher, Essie M. Stencipher, Bessie B. Stencipher, Roscoe Stencipher, Milus Johnson, Sarah McLarty, Elton E. McLarty, Burr McLarty, Amanda L. Drake and Artus Thomas as citizens by blood of the Choctaw Nation, and the petition herein in so far as same applies to said applicants, should be denied under the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641), and it is so ordered.

I am further of the opinion that the application for the enrollment of Delilah Johnson and Anna Bennight as citizens by intermarriage of the Choctaw Nation, and the petition herein in so far as same applies to said applicants, should be denied, under the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641), and it is so ordered.

I am further of the opinion that following the ruling of the Department of May 25, 1906 (I.T.D. 9114-1906), in the case of Laura E. Akin, the application for the admission of Susan E. Benight, Willard Benight, Evy G. Benight, Sam Snyder and Jessie B. Benight as citizens of the Choctaw Nation, under the provisions of the Act of Congress approved June 10, 1896 (29 Stats., 341), were not continuing applications, and inasmuch as no application was filed for their enrollment as citizens of the Choctaw Nation prior to December 1, 1905, the petition herein in so far as it applies to said petitioners, should be dismissed, and it is so ordered.

I am further of the opinion that the petition herein in so far as same applies to the petitioners, Samuel M. McKinley, Otto (or Oto) Stencipher, Fannie (or Fannie L.) Johnson, Elroy (or Kallie) Johnson, Annie C. Vandergriff, Alice Johnson, Virgel (or Virgie Benton) Johnson and Emma B. Thomas, whose applications for enrollment as citizens of the Choctaw Nation have heretofore been dismissed, should be dismissed, and it is so ordered.

I am further of the opinion that the petition herein in so far as same applies to the petitioners, Minerva Smith, Benjamin Smith, Tobias Smith, Lucy Battershell, Ocie Windfield, Emily C. Windfield and Samuel V. Windfield, whose applications for enrollment as citizens of the Choctaw Nation have heretofore been refused, should be dismissed, and it is so ordered.

I am further of the opinion that the petition herein, in so far as it applies to the petitioners, Sillar Elizabeth Barrels, John Shandy, Georgia Bottom, Rebecca McLain, Mrs. David W. Reeves, E. Battershell, Frankie Bryant (nee McLain) and Dora B. Vandergriff, for whose enrollment as citizens of the Choctaw Nation no application was made prior to December 1, 1905, should be dismissed, and it is so ordered.

I am further of the opinion that the petition herein in so far as same applies to the petitioners, Lucinda Snyder, Wilbert

2.

Shandy, James Bottom, Minnie Bottom, Earnest Johnson, Samuel Serrels and Maria C. Serrels, should be considered as an application for the enrollment of said petitioners as citizens of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), that said application should be denied, and it is so ordered.

I am further of the opinion that the applications filed June 1, 1906, June 11, 1906, and June 18, 1906, for the enrollment of Carl R. Vandergriff, Rosena Vandergriff, Vry Eugene Beggs, Samuel Leslie Beggs, John Lester Beggs and Annie Myrtle Manly as citizens of the Choctaw Nation should be denied, under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), and it is so ordered.

SIGNED

James Bixby

Commissioner.

Muskogee, Indian Territory,

FEB 18 1907

7-2649

Muskogee, Indian Territory, June 22, 1906.

James M. Vandagriff,

Pocola, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Cleo Vandagriff and joint affidavit of L. Josephine Bolt and James M. Vandagriff to the birth of Rosema Vandagriff, child of James M. and Cleo Vandagriff, September 10, 1903.

Respectfully,

Commissioner.

7-2649

Muskogee, Indian Territory, June 25, 1906.

James M. Vandagriff,

Pocola, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavit of Cleo Vandagriff to the birth of Rosena Vandagriff, child of James M. and Cleo Vandagriff, September 10, 1903.

Respectfully,

Commissioner.

Choctaw Minor 1078

Carl R. Vandergriff

M 1078

MINOR
CHOCTAW
ENROLLMENT

CARL R. VANDERGRIFF
For record See Choctaw #4575
SEE C 132

As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26, 1906

REFUSED

FEB 18 1907

Record forwarded Department Feb 18 1907

Action approved by Secretary
of Interior March 4 1907

Notice of Departmental
Action forwarded parties
herein. April 5, 1907

C- 132 7-2369
 7-4575 7-2759
 7-3324 7-3323
 7-2206
 7-2207
 7-2649
 7-2769
 7-2208
 7-3327
 7-3326
 7-2-345
 Memo-39
 7-5334
 23-1006
 23-1077
 23-1078

COPY

DEPARTMENT OF THE INTERIOR,
 COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
 RICHARD S. BENNIGHT, et al., as citizens of the Choctaw Nation.

D E C I S I O N .

It appears from the record herein and from the records in the possession of the Commissioner to the Five Civilized Tribes that application was made to the Commission to the Five Civilized Tribes on September 6, 1899, by Richard S. Bennight, for the enrollment of himself and his minor children, Luther Bennight, Winn Bennight and Dora T. Bennight, as citizens by blood of the Choctaw Nation, and for the enrollment of his wife, Anna Bennight, as a citizen by intermarriage of the Choctaw Nation; that on May 24, 1900, written application was filed for the enrollment of Tennie May Bennight, minor daughter of Richard S. Bennight and Annie E. Bennight, as a citizen by blood of the Choctaw Nation; that application was made to the Commission to the Five Civilized Tribes at Calvin, Indian Territory, on August 9, 1899, by Samantha A. Stonecipher, for the enrollment of herself and her minor children, James B. Stonecipher, Essie E. Stonecipher, Bessie B. Stonecipher and Rescoe Stonecipher, as citizens by blood of the Choctaw Nation; that on June 7, 1900, written application was filed for the enrollment of L. C. Stonecipher, and on February 21, 1902, written application was filed for the enrollment of Ote Stonecipher, minor children of Wright Stonecipher and Samantha A. Stonecipher, as citizens by blood of the Choctaw Nation; that application was made to the Commission to the Five Civilized Tribes at Tahihina, Indian Territory, on June 1, 1899, by Laura C. Messersmith, for the enrollment of herself and her minor children, Agnes Messersmith, Samuel H. McKinley, Josephine S. McKinley and John Lee McKinley, as citizens by blood of the Choctaw Nation, and for the enrollment of her husband, Clark Messersmith, as a citizen by intermarriage of the Choctaw Nation; that on April 26, 1902, application was made for the enrollment of Robert Jackson Vanderslice as a citizen by blood of the Choctaw Nation; that application was made to the Commission to the Five Civilized Tribes at Tahihina, Indian Territory, on June 1, 1899, by James C. Johnson for the enrollment of himself and his

minor children, Alvin Johnson, William C. Johnson, Jesse B. Johnson, Escos Johnson and Addie May Johnson, as citizens by blood of the Choctaw Nation, and for the enrollment of his wife, Delila Johnson, as a citizen by intermarriage of the Choctaw Nation; that on June 7, 1900, application was made for the enrollment of Alice Johnson as a citizen by intermarriage of the Choctaw Nation; that on January 9, 1902, written application was made for the enrollment of Virgle Benton Johnson, minor child of Alvin Johnson and Alice Johnson, as a citizen by blood of the Choctaw Nation; that application was made to the Commission to the Five Civilized Tribes at Spiro, Indian Territory, on June 14, 1899, by Hazez A. P. Vandergriff, for the enrollment of herself and her minor children, James M. Vandergriff, William P. Vandergriff, Emma L. Vandergriff, Annie C. Vandergriff and Dovey D. Vandergriff, as citizens by blood of the Choctaw Nation; that on January 17, 1902, written application was filed for the enrollment of Hildreth Vandergriff, minor child of James Vandergriff and Cleo Vandergriff, as a citizen by blood of the Choctaw Nation; that on June 18, 1899, application was made to the Commission to the Five Civilized Tribes at Spiro, Indian Territory, by James M. Bragdon, for the enrollment of Sarah D. Bragdon and her minor children, Wesley H. Bragdon, Jodie J. Bragdon, Allamentie Bragdon and Riley Bragdon, as citizens by blood of the Choctaw Nation; that on June 1, 1899, application was made to the Commission to the Five Civilized Tribes at Tahihina, Indian Territory, by James C. Johnson, for the enrollment of Lena A. Williams and Samuel C. Williams as citizens by blood of the Choctaw Nation; that application was made to the Commission to the Five Civilized Tribes at Calvin, Indian Territory, August 9, 1899, by Milus Johnson, for the enrollment of himself and his minor child, Fannie Lee Johnson, as citizens by blood of the Choctaw Nation; that on February 11, 1902, written application was filed for the enrollment of Eulalie Johnson, minor child of Milus Johnson and Mattie Johnson, as a citizen by blood of the Choctaw Nation; that on August 9, 1899, application was made to the Commission to the Five Civilized Tribes at Calvin, Indian Territory, by Dortus Parish, for the enrollment of herself and her minor children, Nellie J. Parish and Nannie B. Parish, as citizens by blood of the Choctaw Nation; that on August 27, 1901, written application was filed for the enrollment of Ethel May Parish, minor daughter of R. F. Parish and Dortus Parish, as a citizen by blood of the Choctaw Nation; that application was made to the Commission to the Five Civilized Tribes during the month of August, 1899, by Ora Wingfield, for the enrollment of herself and her minor children, Emily C. Wingfield, Samuel W. Wingfield and William G. Wingfield, as citizens by blood of the Choctaw Nation; that application was made to the Commission to the Five Civilized Tribes at Muskogee, Indian Territory, October 2, 1900, by Minerva A. Battershell, for the enrollment of herself and her minor children, Banney B. Smith, Toby T. Smith and Lucy I. Battershell, as citizens by blood of the Choctaw Nation; that application was made to the Commission to the Five Civilized Tribes at Calvin, Indian Territory, on August 9, 1899, by Atrus Thomas for the enrollment of herself and her minor daughter, Emma D. Thomas; that on January 9, 1902, written application was filed for the enrollment of Mina Lee Thomas, minor daughter of Atrus Thomas and W. I. Thomas as a citizen by blood of the Choctaw Nation/

8.

that application was made to the Commission to the Five Civilized Tribes at Wister, Indian Territory, on June 7, 1899, by Harvey E. McLarty for the enrollment of Sarah McLarty and her minor children, Elton E. McLarty and Burr McLarty as citizens by blood of the Choctaw Nation; that on October 2, 1900, written application was filed for the enrollment of Ida Melin McLarty, minor child of Harvey E. McLarty and Sarah McLarty as a citizen by blood of the Choctaw Nation; that application was made to the Commission to the Five Civilized Tribes at Spiro, Indian Territory, on June 15, 1899 by Amanda I. Brake for the enrollment of herself and her minor daughter, Mary Brake, as citizens by blood of the Choctaw Nation.

It further appears from the records in the possession of the Commissioner to the Five Civilized Tribes that application was made to the Commission to the Five Civilized Tribes on September 7, 1896, for the admission of certain of the applicants herein as citizens of the Choctaw Nation, under the provisions of the Act of Congress approved June 10, 1896 (29 Stats., 321), in 1896 Choctaw Citizenship case No. 916, said names appearing in the application as follows: Luther Bennight, Win Bennight, Dora Jeff Bennight, Richard S. Bennight, Annie Bennight, Sarah D. Brogdon, Rily Brogdon, Wesly H. Brogdon, Jody J. Brogdon, Alaminta Brogdon, Hazy Ann F. Vandergriff, James M. Vandergriff, William P. Vandergriff, Emer L. Vandergriff, Annie C. Vandergriff and Devin D. Vandergriff. The names of Susan S. Bennight, Jessie D. Bennight, Millard Bennight, Evy G. Bennight, Mandy I. Vandergriff, Sarah McLarty, Elton E. McLarty, Burr McLarty and Sam Snyder also appeared in said application.

It further appears from the records in the possession of the Commissioner to the Five Civilized Tribes that application was made to the Commission to the Five Civilized Tribes on September 9, 1896, for the admission of certain of the applicants herein as citizens of the Choctaw Nation, under the provisions of the Act of Congress approved June 10, 1896 (29 Stats., 321), in 1896 Choctaw Citizenship case No. 1026, the names of said applicants appearing in said application as follows: James Johnson, S. Ann Stonecipher, James B. Stonecipher, Essie May Stonecipher, Bessie Bertha Stonecipher, Rescoe Stonecipher, Dortus Parish, Nellie T. Parish, Milus Johnson, Alvin Johnson, William C. Johnson, Jesse B. Johnson, Esce Johnson, Addie May Johnson, Delila Johnson, Laura C. McKinley, Lena A. Williams, Samuel C. Williams, Samuel M. McKinley, Josephine O. McKinley and John Lee McKinley. The name of Atrus Johnson also appeared in said application.

On December 4, 1896, the Commission denied the applicants in case No. 916, and on December 5, 1896, said Commission denied the applicants in case No. 1026.

From these decisions of the Commission appeal was taken to the United States Court for the Central District of Indian Territory, said cases being consolidated on appeal, which court on September 11, 1897, rendered a judgment admitting all of said applicants to citizenship in the Choctaw Nation except Susan S. Bennight, Jesse D. Bennight, Millard Bennight and Evy G. Bennight, whose applications were denied by said judgment.

Said judgment was subsequently vacated, set aside and held for naught by a decree of the Choctaw-Chickasaw Citizenship Court of December 17, 1902, in the test case of "Choctaw and Chickasaw Nations or Tribes vs. J. T. Riddle, et al".

Said cause was subsequently certified to the Choctaw-Chickasaw Citizenship Court, created under the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641), for a trial de novo, and on April 18, 1904, in the case entitled "Sarah D. Brogdon, et al., vs. Choctaw and Chickasaw Nations" (Choctaw-Chickasaw Citizenship Court case No. 65, South McAlester Deskset), said Citizenship Court rendered a judgment therein, wherein it was "ordered, adjudged and decreed that the petition of the plaintiffs, Sarah D. Brogdon, Wesley H. Brogdon, Jodie J. Brogdon, Allamanta Brogdon, Hazy Ann F. Vandergriff, Anaida I. Drake or Amanda I. Vandergriff, James M. Vandergriff, William E. Vandergriff, Emma I. Manly or Emma E. Vandergriff, Annie C. Vandergriff, James C. Johnson, S. Ann Stonecipher, James B. Stonecipher, Hsa May Stonecipher or Essie May Stonecipher, Bessie Bertha Stonecipher, Rosecoe Stonecipher, Bartus Parrish or Dertus Parish, Nellie T. Parrish or Parrish, Milus Johnson, Beatrice Thomas or Atrus Johnson, Addie May Johnson, Alvin Johnson, William C. Johnson, Jesse B. Johnson or Jessie B. Johnson, Esco Johnson or Escoe Johnson, Laura C. Vander-alice or Laura C. McKinley, Josephine C. McKinley, John Lee McKinley, Lena A. Boggs or Lena A. Williams, Samuel C. Williams, Delilah Johnson or Delila Johnson, Sarah McClarty, Elton E. McClarty and Burr McClarty be denied and that they be declared not citizens of the Choctaw Nation and not entitled to enrollment as such citizens and not entitled to any rights whatever flowing therefrom; and as to the petitioners, Riley Brogdon the Court having no jurisdiction, their petition is dismissed".

On the same date, said Citizenship Court rendered a judgment in the case of "Susan S. Benight, et al., vs. Choctaw and Chickasaw Nations" wherein it was "ordered, adjudged and decreed that the petition of the plaintiffs, Susan S. Benight, Richard S. Benight, Jessie D. Benight or Jesse D. Benight, Annie E. Benight or Annie Benight, James Luther Benight or Luther Benight, Wilm Benight, Dora Jeff Benight, Millard Benight, and Evy G. Benight or Eva G. Benight be denied, and that they be declared not citizens of the Choctaw Nation and not entitled to enrollment as such citizens and not entitled to any rights whatever flowing therefrom".

On May 9, 1902, the Commission to the Five Civilized Tribes refused the application for the enrollment of Osa Wingfield, Emily C. Wingfield, Samuel W. Wingfield and William E. Wingfield, under the provisions of the Act of Congress approved May 31, 1900 (31 Stats., 221), and on June 2, 1902, this action of the Commission was approved by the Department.

On November 20, 1900, the Commission to the Five Civilized Tribes refused the application for the enrollment of Minerva A. Battershall, Binney D. Smith, Teby Y. Smith and Lucy I. Battershall, under the provisions of the Act of Congress approved May 31, 1900, (31 Stats., 221), and on April 3, 1901, this action of the Commission was approved by the Department.

On May 27, 1904, the Commission to the Five Civilized Tribes issued orders dismissing the applications for the enrollment of Hildreth Vandergriff, Agnes Messersmith, Robert Jackson Vander-alice, Fannie L. Johnson, Eulalie Johnson, Fannie E. Parrish, Ethel

5.

May Parish, L. C. Stonecipher, Ote Stonecipher, Tennie M. Benight, Emma D. Thomas, Mena Lee Thomas, Ida Bolin McLarty and Virgle Benton Johnson, for the reason that the citizenship of the persons through whom said applicants claimed a right to enrollment had been adversely determined by the Choctaw-Chickasaw Citizenship Court.

On May 27, 1904, the application for the enrollment of Alice Johnson as a citizen by intermarriage of the Choctaw Nation was dismissed by the Commission to the Five Civilized Tribes for the reason that her husband, through whom she claimed her intermarried rights, had been denied by a decree of the Choctaw and Chickasaw Citizenship Court.

On February 1, 1905, the Commission to the Five Civilized Tribes dismissed the application for the enrollment of Samuel M. McKinley in accordance with the opinion of the Acting Attorney General dated May 9, 1904 (I.T.D. 3824-1904), and the opinion of the Assistant Attorney General dated July 30, 1904 (I.T.D. 5246-1904).

By a general order of the Commission of March 31, 1905, the applications for the enrollment of Clark Messersmith, Mary Brake and Annie C. Vandergriff were dismissed, said applicants having died prior to September 25, 1902.

Under the regulations adopted by the Commissioner to the Five Civilized Tribes January 2, 1906, there was filed on June 25, 1906, by W. O. Pool and M. M. Lindly, attorneys at law, South McAlester, Indian Territory, a petition praying for the enrollment of Susan Benight, R. S. Benight, Jessie D. Benight, Millard Benight, Eva G. Benight, Hazy Ann Vandergriff, Sillar Elizabeth Sorrels, Sarah McClarty, Amanda I. Bakes (nee Vandergriff), William P. Vandergriff, Emma L. Vandergriff, Annie C. Vandergriff, Dora D. Vandergriff, Lucinda Snyder, Samuel Snyder, Wilbert Shandy, John Shandy, Georgia A. Bottoms or Georgie Bottom, James Bottom, Minnie Bottom, Becca McLain or Rebecca McLain, Frankie Bryant (nee McLain), Manerva Smith, Benjamin Smith, Tobias Smith, E. Battershell, Lucy Batter shell, Sarah Brogden, Westly H. Brogden, Allamenta Brogden, Joseph L. Brogden, Riley Brogden, James C. Johnson, Delilah Johnson, S. Ann Stonecipher, Dartus Parish, Milas Johnson, Atrus Thomas, Alvin Johnson, William C. Johnson, Maude May Johnson, Esco Johnson, Laura C. Vanderslice or Laura C. McKinley, Samuel M. McKinley, Joseph C. McKinley, John Lee McKinley, Samuel C. Williams, Emma D. Thomas, Fannie Johnson, Hloyar Johnson, Earnest Johnson, Alice Johnson, Virgel Johnson, Samuel Sorrels, Manda C. Sorrels, Anna Benight, Luther Benight, Wenn Benight, Dora Jeff Benight, Elton E. McClarty, Burr McClarty, James B. Stonecipher, Essie Stonecipher, Bessie Stonecipher, Rescoe Stonecipher, Otto Stonecipher, Nellie T. Baggett (nee Parish), Osa Wingfield or Osa Wingfield or Ozie Windfield, Emily C. Windfield, Samuel Windfield, Mrs. David W. Reeves and Lena A. Boggs or Lena Boggs as citizens of the Choctaw Nation.

The petitioners, Luther Benight, Wenn Benight, Dora Jeff Benight, R. S. Benight, Annie Benight, Sarah Brogden, Riley Brogden, Westly H. Brogden, Joseph L. Brogden, Fannie Johnson, Hloyar Johnson, Osa Wingfield, or Osa Wingfield or Ozie Windfield, Allamenta Brogden, Hazy Ann Vandergriff, William P. Vandergriff, Emma L. Vandergriff, Annie C. Vandergriff, Dora D. Vandergriff, James C. Johnson, S. Ann Stonecipher, James B. Stonecipher, Essie Stonecipher,

Bessie Stonecipher, Rescoe Stonecipher, Emily C. Windfield, Samuel Windfield, Dartus Parish Nellie T. Baggett (nee Parish), Milas Johnson, Alvin Johnson, William C. Johnson, Manda May Johnson, Esco Johnson, Delilah Johnson, Laura C. Vanderlice, Samuel C. Williams, Samuel M. McKinley, Joseph C. McKinley, John Lee McKinley, Manerva Smith, Benjamin Smith, Tobias Smith, Lucy Battershell, Alice Johnson, Virgel Johnson, Sarah McClarty, Amanda I. Bakes, (nee Vandergriff), Atrus Thomas, Elton E. McClarty, Burr McClarty and Emma D. Thomas, are identical with the persons for whose enrollment as citizens of the Choctaw Nation applications were made under the provisions of the Act of Congress approved June 28, 1898 (30 Stats., 495).

This office has no record of any application ever having been made for the enrollment of the petitioners, Susan Benight, Jessie D. Benight, Millard Benight, Eva G. Benight, Samuel Snyder, Sillar Elizabeth Sorrels, Lucinda Snyder, Wilbert Shandy, John Shandy, Georgia A. Bottoms or Georgie Bottom, James Bottom, Minnie Bottom, Becca McLain or Rebecca McLain, Frankie Bryant (nee McLain), Earnest Johnson, Samuel Sorrels, Manda C. Sorrels and Mrs. David W. Reeves at any time prior to December 1, 1905.

Applications were received for the enrollment of the following persons as citizens of the Choctaw Nation, under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137):

June 11, 1906, Rosena Vandergriff, born September 10, 1903, minor child of James M. Vandergriff and Cleo Vandergriff;

June 1, 1906, Carl R. Vandergriff, born March 28, 1904, minor son of William P. Vandergriff and Belle Vandergriff;

June 18, 1906, Annie Myrtle Manly, born September 13, 1903, minor daughter of James Manly and Emma L. Manly;

June 11, 1906, Ury Eugene Boggs, born November 25, 1902, Samuel Leslie Boggs and John Lester Boggs, born September 12, 1905, minor children of Warren Boggs and Lena A. Boggs.

It is alleged in the petition filed June 25, 1906, that the Indian blood and residence, as well as the birth of the petitioners in the Choctaw Nation entitled them under all the laws and treaties, usages and customs and decisions of the Attorney General to be enrolled as members of the Choctaw tribe of Indians; that the Commission to the Five Civilized Tribes, the United States Court and the Choctaw-Chickasaw Citizenship Court had no jurisdiction over said petitioners.

It does not appear from the records in the possession of the Commissioner to the Five Civilized Tribes that the petitioners have ever been recognized or enrolled as citizens of the Choctaw Nation by the tribal authorities of said nation. The names of none of said petitioners appear upon any of the tribal rolls of the Choctaw Nation in the possession of this office.

I am, therefore, of the opinion that the petitioners have never occupied such a status as would entitle them to enrollment as citizens of the Choctaw Nation; that the action of the Choctaw-Chickasaw Citizenship Court of April 18, 1904, is final and that the applications for the enrollment of Richard S. Bennight, Luther Bennight, Winn Bennight, Dora J. Bennight, Laura C. Vanderlice, Josephine C. (or Joseph C.) McKinley, John Lee McKinley,

Hazey A. P. Vandergriff, James M. Vandergriff, William P. Vandergriff, Emma L. Vandergriff, Devey D. Vandergriff, James C. Johnson, Alvin Johnson, William C. Johnson, Jesse B. Johnson, Esco Johnson, Addie May Johnson, Sarah D. Bragdon, Wesley H. Bragdon, Jodie J. (or Joseph L.) Bragdon, Allaminta Bragdon, Riley Bragdon, Lena A. Williams, Samuel C. Williams, Dortus Parish, Nellie J. Parish, Samantha Stonecipher, James B. Stonecipher, Essie M. Stonecipher, Bessie B. Stonecipher, Roscoe Stonecipher, Milus Johnson, Sarah McLarty, Elton E. McLarty, Burr McLarty, Amanda I. Brake and Artus Thomas as citizens by blood of the Choctaw Nation, and the petition herein in so far as same applies to said applicants, should be denied under the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641), and it is so ordered.

I am further of the opinion that the application for the enrollment of Delilah Johnson and Anna Bennight as citizens by intermarriage of the Choctaw Nation, and the petition herein in so far as same applies to said applicants, should be denied, under the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641), and it is so ordered.

I am further of the opinion that following the ruling of the Department of May 25, 1906 (I.T.D. 9114-1906), in the case of Laura E. Akin, the application for the admission of Susan S. Benight, Millard Benight, Ery G. Benight, Sam Snyder and Jessie D. Benight as citizens of the Choctaw Nation, under the provisions of the Act of Congress approved June 10, 1896 (29 Stats., 321), were not continuing applications, and inasmuch as no application was filed for their enrollment as citizens of the Choctaw Nation prior to December 1, 1905, the petition herein in so far as it applies to said petitioners, should be dismissed, and it is so ordered.

I am further of the opinion that the petition herein in so far as same applies to the petitioners, Samuel M. McKinley, Otto (or Oto) Stonecipher, Fannie (or Fannie L.) Johnson, Eloyer (or Eulalie) Johnson, Annie C. Vandergriff, Alice Johnson, Virgel (or Virgle Benton) Johnson and Emma D. Thomas, whose applications for enrollment as citizens of the Choctaw Nation have heretofore been dismissed, should be dismissed, and it is so ordered.

I am further of the opinion that the petition herein in so far as same applies to the petitioners, Minerva Smith, Benjamin Smith, Tobias Smith, Lucy Battershell, Osie Windfield, Emily C. Windfield and Samuel W. Windfield, whose applications for enrollment as citizens of the Choctaw Nation have heretofore been refused, should be dismissed, and it is so ordered.

I am further of the opinion that the petition herein, in so far as it applies to the petitioners, Sillar Elizabeth Sorrels, John Shandy, Georgia Bottom, Rebecca McLain, Mrs. David W. Reeves, E. Battershell, Frankie Bryant (nee McLain) and Dora D. Vandergriff, for whose enrollment as citizens of the Choctaw Nation no application was made prior to December 1, 1905, should be dismissed, and it is so ordered.

I am further of the opinion that the petition herein in so far as same applies to the petitioners, Lucinda Snyder, Wilbert

8.

Shandy, James Bottom, Minnie Bottom, Earnest Johnson, Samuel Sorrells and Manda C. Sorrells, should be considered as an application for the enrollment of said petitioners as citizens of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats. 137), that said application should be denied, and it is so ordered.

I am further of the opinion that the applications filed June 1, 1906, and June 17, 1906, and June 18, 1906, for the enrollment of Carl R. Vandergriff, Rosena Vandergriff, Ory Eugene Boggs, Samuel Lealie Boggs, John Lester Boggs and Annie Myrtle Manly as citizens of the Choctaw Nation should be denied, under the provisions of the Act of Congress approved April 26, 1906 (34 Stats. 137), and it is so ordered.

SIGNED

Tame Bixby

Commissioner.

Muskogee, Indian Territory.

FEB 18 1907

7-2649

Muskogee, Indian Territory, June 2, 1906.

William P. Vandagriff,

Pocaha, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Belle Vandagriff to the birth of Carl R. Vandagriff, child of William P. Vandagriff and Belle Vandagriff, March 28, 1904.

Respectfully,

Commissioner.

Choctaw Minor 1079

James Wilson Welch

M 1079

MINOR
CHOCTAW
ENROLLMENT

JAMES WILSON WELCH

As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26. 1906

REFUSED

JAN 28 1907

Copy of Decision Forwarded
Applicant Jan 28 1907

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations. Jan 28 1907

RECORD FORWARDED DEPARTMENT

JAN 28 1907

ACTION APPROVED BY
SECRETARY OF INTERIOR MAR 1 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations. APR 13 1907

Notice of Departmental
Action Mailed Applicant. APR 13 1907

NEW BORN. 1079

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

..... James Wilson Welch

as a citizen of

..... Choctaw Nation.

Approved..... 190...

.....
Commissioner.

Born Oct 23, 1903
Act of congress approved April 26, 1906
Department of the Interior
Commissioner to the Five
Civilized Tribes.

F I L E D AUG 14 1906
Tams Bixby, Commissioner.

CHOCTAW RECEIVED JUL 23 1906
N.B.1079

4TH AFFIDAVIT.

199

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of James Wilson Welch, born on the 23 day of October, 1903.
[Here insert name of child]
Name of Father John T. Welch a citizen of the Nation.
Name of Mother Emma J. Welch a citizen of the Choctaw Nation.
Tribal enrollment of father Choctaw Tribal enrollment of mother
Postoffice Purdy I. T.

(SEAL)

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Southern District.

I, Emma J. Welch, on oath state that I am 36 years of age and a citizen by blood of the Choctaw Nation; that I am the lawful wife of John T. Welch, who is a citizen, by of the Nation; that a Male child was born to me on 23rd day of October, 1903; that said child has been named James Wilson Welch and was living March 4, 1906.

Emma J Welch

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 20th day of July, 1906.

R. W. Small

Notary Public.

(SEAL)

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Southern District.

I, J. W. Tucker, a Physician, on oath state that I attended on Emma J. Welch, wife of John T. Welch on the 23rd day of Oct, 1903; that there was born to her on said date a Male child; that said child was living March 4, 1906, and is said to have been named James Wilson Welch.

J. W. Tucker M. D.

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 20th day of July, 1906.

R. W. Small

Notary Public.

23-1079.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

W. H. Hall

-:0:-

In the matter of the application for the enrollment of
James Wilson Welch as a citizen by blood of the Choctaw Nation.

-: D E C I S I O N :-

It appears from the record herein that on July 23, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of James Wilson Welch as a citizen by blood of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records in the possession of this office that James Wilson Welch was born October 23, 1903 and is the son of Emma J. Welch, who was denied citizenship in the Choctaw Nation by the Choctaw and Chickasaw Citizenship Court April 18, 1904 in case No. 101 on the South McAlester Docket thereof and John T. Welch, a non citizen.

I am of the opinion that the applicant, James Wilson Welch, is not entitled to enrollment as a citizen by blood of the Choctaw Nation and that the application for his enrollment as such should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), and it is so ordered.

Muskogee, Indian Territory,

JAN 28 1907

 Commissioner.

23-1079

Muskogee, Indian Territory, January 28, 1907.

John T. Welch,

Purdy, Indian Territory.

Dear Sir:

I inclose herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 28, 1907, denying the application for the enrollment of James Wilson Welch as a citizen by blood of the Choctaw Nation.

The decision, with the proceedings in the case is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

James Bixby

Commissioner.

Registered.
23-1079.

23-1079

Muskogee, Indian Territory, January 28, 1907.

Manafield, McMurray & Gornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

I inclose herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 28, 1907, denying the application for the enrollment of James Wilson Welch as a citizen by blood of the Choctaw Nation.

The decision, with the proceedings in the case is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tanne Bixby*

Commissioner.

23-1079.

Muskogee, Indian Territory, January 28, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of James Wilson Welch as a citizen by blood of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated January 28, 1907, denying said application.

Respectfully,

James Bixby

SIGNED

Commissioner.

23-1070.

Through the
Commissioner of Indian Affairs.

L.P.

U.S.
DEPARTMENT OF THE INTERIOR,

D.C. 1230-1907.

WASHINGTON.

I. 25.

1. Table.

1904, 5128, 5130, 5144, 1902-1907.
1906, 5110, 5126, 5130, 5160- "
5192, 5412, 5446, 5474, 5494- "
5600, 5604, 5608, 5612, 5614- "
5650, 5674, 5690, 5694, 5698- "
5698, 5692, 5696, 5604, 5614- "
5610, 5640, 5614, 5622, 5628- "
5632-1907 5124-1904.

March 1, 1907.

INDEX.

Commissioner to the five Civilized Tribes,

Mankego, Indian Territory.

Sir:

Your decisions in the following Chectaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.	Date of your letter of transmittals
Rennie Edmondson	January 16, 1907.
Josephine Leburg, et al.	February 9, 1907.
Anne Allen Harvey, et al. (freedmen)	February 7, 1907.
Jedie Lee Hancock,	February 6, 1907.
James Louis Rogers, et al.,	January 28, 1907.
Porter Buckner (freedman)	February 8, 1907.
Rather James (freedman)	February 8, 1907.
Volmie Butler, et al.	February 7, 1907.
Verna Dunlap, et al.	January 28, 1907.
Betty Prince, et al.	June 26, 1906.
Dave Newby, et al.	January 26, 1907.
John Henry Sanders, et al. (freedmen)	January 24, 1907.
Lois Lucile Ray	January 9, 1907.
Mirakin Parks, et al.	January 11, 1907.
David B. Tidwell, et al.	January 9, 1907.
A. J. Grewson, et al.	January 26, 1907.
Ador Williams, et al. (freedmen)	February 8, 1907.

Title of case.

**Date of your
letter of transmittal.**

Mary Henry	January 24, 1907.
Edith Paul, et al.	January 24, 1907.
Willie J. Walker, et al.	January 4, 1907.
Martha McCoy (freedman)	January 21, 1907.
Thomas Virgil Rattens, et al.	January 9, 1907.
Augustus Morris (freedman)	February 4, 1907.
James Wilson Welch	January 22, 1907.
Sara L. Ballard	January 22, 1907.
Jamie Morris (freedman)	February 6, 1907.
Chesapeake Peares	December 24, 1906.
Alta A. Brown, et al.	January 29, 1907.
William Henry Riddle	January 26, 1907.
Lula Benton Bond, et al.	December 22, 1906.
Marina Naud Carroll	January 24, 1907.
Nathan Ervin, et al.	November 10, 1906.
Harrison Robinson	December 24, 1906.
George Robinson, et al.	December 24, 1906.
Sarvenia Clark	November 19, 1906.
James King	January 22, 1907.
Hettie Brown, et al.	June 12, 1906.

A copy herewith and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Reuben E. Wilson

Assistant Secretary.

37 inclosures, and
76 to Ind. Of.

~~4-1-11~~
~~21-27.~~

Refer in reply to the following.

DEPARTMENT OF THE INTERIOR,

D.C. 12308-1907 OFFICE OF INDIAN AFFAIRS,
Land
10193-1907. WASHINGTON.

February 25, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a record of the proceedings in the matter of the application for the enrollment of James Wilson Welch as a citizen of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes dated January 28, 1907, adverse to the applicant.

The record shows that on July 23, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of James Wilson Welch as a citizen of the Choctaw Nation. The record further shows that the applicant was born October 23, 1903, and is the son of Emma J. Welch, who was denied citizenship in the Choctaw Nation by the Choctaw and Chickasaw Citizenship Court on April 18, 1904, and John T. Welch, a non-citizen. This case does not come within the Loula West case approved by the Department February 10, 1905 (I.T.D. 10353-1904) as the applicant did not have tribal status in 1906.

Therefore, by reason of the provisions of the Act of April 25, 1906 (34 Stat. L., 137), the Office concurs in

-2-

the decision of Commissioner Bixby denying the applicant enrollment as a citizen of the Choctaw Nation.

Very respectfully,

C. F. Larrabee,
Acting Commissioner.

BBM-W.

2-1979

Muskogee, Indian Territory, April 13, 1907.

John T. Welch,

Purdy, Indian Territory.

Dear sir:

You are hereby advised that on March 1, 1907, the Secretary of the Interior affirmed the decision of this office of January 29, 1907, denying the application for the enrollment of James Wilson Welch as a citizen by blood of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

23-1079

Muskogee, Indian Territory, April 15, 1907.

Wansfield, McMurray & Hornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 1, 1907, the Secretary of the Interior affirmed the decision of this office of January 26, 1907, denying the application for the enrollment of James Wilson Welch as a citizen by blood of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers,

ACTING Commissioner.

7-8011

Muskogee, Indian Territory, August 14, 1906.

John T. Welch,
Purdy, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of
Emma J. Welch and J. W. Tucker to the birth of James Wilson
Welch, child of John T. and Emma J. Welch, October 23, 1903.

Respectfully,

Commissioner.

Choctaw Minor 1080

William Henry Riddle

M 1080

1080

MINOR
CHOCTAW
ENROLLMENT

WILLIAM HENRY RIDDLE

As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26. 1906

REFUSED JAN 26 1907

Copy of Decision Forwarded
Applicant JAN 26 1907

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations. JAN 26 1907

RECORD FORWARDED DEPARTMENT
JAN 26 1907

ACTION APPROVED BY
SECRETARY OF INTERIOR MAR 1 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations. APR 12 1907

Notice of Departmental
Action Mailed Applicant APR 12 1907

1080

NEW BORN 1080

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

..... William Henry Riddle ..

as a citizen of

Choctaw

..... Nation.

Approved..... 190...

.....
Commissioner.

Born June 6, 1903

Act of congress approved April 26, 1906
Department of the Interior
Commissioner to the Five Civilized Tribes

F I L E D JUL 23 1906
Tams Bixby, Commissioner.

CHOCTAW RECEIVED JUL 9 1906
N. B. 1080

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of William Henry Riddle (Here insert name of child), born on the 6 day of June, 1903
Name of Father: George Alonzo Riddle a citizen of the Choctaw Nation.
Name of Mother: Rosa Belle Price (nee Riddle) a citizen of the Choctaw Nation.
Tribal enrollment of father: Tribal enrollment of mother:
Postoffice: Pauls Valley Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Southern District.

I, Rosa Belle Price (nee Riddle), on oath state that I am 27 years of age and a citizen by blood of the Choctaw Nation; that I ^{was} the lawful wife of George Alonzo Riddle, who is a citizen, by intermarriage Choctaw Nation; that a Female child was (Male or Female) born to me on 6th day of June, 1903; that said child has been named William Henry Riddle and was living March 4, 1906.

Rosa Belle Price

WITNESSES TO MARK:

[Must be Two Witnesses] {
.....

Subscribed and sworn to before me this 7th day of July, 1906.

(SEAL)

Marion Henderson
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Southern District.

I, Dania Bottoms, a Midwife, on oath state that I attended on Rosa Belle Price (nee Riddle), wife of George Alonzo Riddle on the 6th day of June, 1903; that there was born to her on said date a Female (Male or Female) child; that said child was living March 4, 1906, and is said to have been named William Henry Riddle.

Dania Bottoms

WITNESSES TO MARK:

[Must be Two Witnesses] {
.....

Subscribed and sworn to before me this 7th day of July, 1906.

(SEAL)

Marion Henderson
Notary Public.

23-1080.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

-:0:-

In the matter of the application for the enrollment of
William Henry Riddle as a citizen by blood of the Choctaw Nation.

-: D E C I S I O N :-

It appears from the record herein that on July 9, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of William Henry Riddle as a citizen by blood of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records in the possession of this office that William Henry Riddle was born June 6, 1903 and is the son of Rosa Belle Price, formerly Riddle, who, as Rosa Belle Bottoms, was denied citizenship in the Choctaw Nation by the Choctaw and Chickasaw Citizenship Court November 28, 1904, in case No. 76 on the Tishomingo Docket thereof and George Alense Riddle, a non citizen.

I am of the opinion that the applicant, William Henry Riddle, is not entitled to enrollment as a citizen by blood of the Choctaw Nation and that the application for his enrollment as such should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), and it is so ordered.

Commissioner.

Waskoge, Indian Territory,

JAN 26 1907

23-1080.

COPY.

Muskogee, Indian Territory, January 26, 1907.

George Alonzo Riddle,

Pauls Valley, Indian Territory.

Dear Sir:

I inclose herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 26, 1907, denying the application for the enrollment of William Henry Riddle as a citizen by blood of the Chestaw Nation.

The decision, with the proceedings in the case is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tams Dixby*
Commissioner.

Registered.
23-1080.

COPY

Muskogee, Indian Territory, January 26, 1907.

Mansfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

I inclose herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 26, 1907, denying the application for the enrollment of William Henry Riddle as a citizen by blood of the Choctaw Nation.

The decision, with the proceedings in the case is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tame Bixby*
Commissioner

COPY
Muskogee, Indian Territory, January 26, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of William Henry Riddle as a citizen by blood of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, rendered January 26, 1907, denying said application.

Respectfully,

SIGNED *Tams Bixby*

Commissioner.

Through the
Commissioner of Indian Affairs.

23-1088.

Y.P.

S.P.

DEPARTMENT OF THE INTERIOR,

WASHINGTON.

L RS.
D.C. 12308-1907.

Y.T.D.
 5004, 5128, 5130, 5144, 5292-1907.
 5296, 5310, 5326, 5330, 5360-
 5392, 5412, 5446, 5474, 5494-
 5500, 5504, 5506, 5512, 5516-
 5550, 5574, 5580, 5584, 5586-
 5588, 5592, 5596, 5604, 5614-
 5610, 5640, 5616, 5628, 5638-
 5362-1907. 21246-1906.

March 1, 1907.

DIRECT

Commissioner to the five civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed.

Title of Case.

Date of your
letter of transmittal.

Bonnie Mamontson	January 16, 1907.
Josephine Lebur, et al.	February 9, 1907.
Asro Allen Harvey, et al. (freedmen)	February 7, 1907.
Jodie Lee Hancock	February 6, 1907.
James Louis Rogers, et al.	January 28, 1907.
Porter Buckner (freedman)	February 8, 1907.
Esther James (freedman)	February 8, 1907.
Holsie Butler, et al.	February 7, 1907.
Verna Dunlap, et al.	January 28, 1907.
Betty Prince, et al.	June 26, 1906.
Dave Newby, et al.	January 29, 1907.
John Henry Sanders, et al. (freedmen)	January 26, 1907.
Lois Lucile Ray	January 9, 1907.
Hirskin Parks, et al.	January 11, 1907.
David B. Tidwell, et al.	January 9, 1907.
A. J. Crowson, et al.	January 28, 1907.
Ador Williams, et al. (freedmen)	February 8, 1907.

Title of case.	Date of your letter of transmittal.
Mary Howry	January 26, 1907.
Edith Paul, et al.	January 26, 1907.
Willie J. Walker, et al.	January 4, 1907.
Martha McGoy (freedman)	January 31, 1907.
Thomas Virgil Bottoms, et al.	January 8, 1907.
Augustus Burris (freedman)	February 8, 1907.
James Wilson Welch	January 28, 1907.
Vera L. Dillard	January 28, 1907.
Sammie Morris (freedman)	February 8, 1907.
Chessteanie Pearce	December 24, 1906.
Alfa A. Brown, et al.	January 29, 1907.
William Henry Riddle	January 26, 1907.
Lula Routon Bond, et al.	December 22, 1906.
Marina Maud Carrol	January 28, 1907.
Ruther Ervin, et al.	November 10, 1906.
Harrison Robison	December 24, 1906.
George Robinson, et al.	December 24, 1906.
Carvenia Clark	November 10, 1906.
James King	January 28, 1907.
Nettie Brown, et al.	June 15, 1906.

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse E. Wilson.

Assistant Secretary.

37 inclosures, and
74 to Ind. Of.

A. F. Mc.
5-1-07.

Refer in reply to the following.

DEPARTMENT OF THE INTERIOR,

Land.
10182-1907.

OFFICE OF INDIAN AFFAIRS,

WASHINGTON.

February 25, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a record of the proceedings in the matter of the application for the enrollment of William Henry Riddle as a citizen of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes dated January 26, 1907, adverse to the applicant.

The record shows that on July 9, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of William Henry Riddle as a citizen of the Choctaw Nation. The record further shows that the applicant was born June 22, 1903, and is the son of Rosa Belle Price, formerly Riddle, who, as Rosa Belle Bottoms, was denied citizenship in the Choctaw Nation by the Choctaw and Chickasaw Citizenship Court on November 28, 1904, and George A. Riddle, a non-citizen. This case does not come within the Loula West case, approved by the Department February 10, 1906 (L.P.D. 103,2-1904), as the applicant did not have the tribal status in 1896.

Under the provisions of the Act of April 26, 1906 (34 Stat. L., 137), the Office concurs in the decision of Commissioner

-2-

Bixby, denying the enrolment of William Henry Riddle as a citizen of the Choctaw Nation.

Very respectfully,

G.F. Larrabee,

Acting Commissioner.

EBM-W.

23-1000.

Muskogee, Indian Territory, April 12, 1907.

George Alonso Riddle,

Pauls Valley, Indian Territory.

Dear Sir:

You are hereby advised that on March 1, 1907, the Secretary of the Interior affirmed the decision of this office of January 26, 1907, denying the application for the enrollment of William Henry Riddle as a citizen by blood of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

ACTING COMMISSIONER.

23-1000.

Muskogee, Indian Territory, April 12, 1907.

Hansfield, McFarrey & Gernish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 1, 1907, the Secretary of the Interior affirmed the decision of this office of January 26, 1907, denying the application for the enrollment of William Henry Riddle as a citizen by blood of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

ACTING Commissioner.

7-5928

V-4528

Muskogee, Indian Territory, July 23, 1906.

George Alonzo Riddle,

Pauls Valley, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of
Rosa Belle Price and Donia Bottoms to the birth of William
Henry Riddle, child of George Alonzo Riddle and Rosa Belle
Price (nee Riddle), June 6, 1903.

Respectfully,

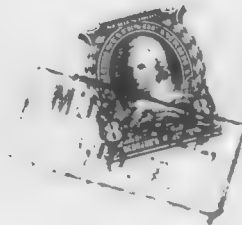
Commissioner.

Department of the Interior.

Commissioner to the Five Civilized Tribes,

MUSKOGEE, IND. TER.

Reg # 238)
232



~~George Lorenzo Middle,~~

~~Paula Valle, P.O. Britton~~

101-2

Choctaw Minor 1081.

T. L. Reid, Jr.

Fay Reid

M 1081

1081

MINOR
CHOCTAW
ENROLLMENT

T. L. REID JR

FAY "

As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26. 1906

REFUSED FEB 26 1907

RECORD FORWARDED DEPARTMENT

FEB 26 1907

ACTION APPROVED BY
SECRETARY OF INTERIOR MAR 4 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations. APR 13 1907

Notice of Departmental
Action Mailed Applicant. APR 13 1907

1081

1081

100

K

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1903.

J. L. Reid.....

as a citizen of

Choctaw Nation.

B

Approved..... 190...

.....
Commissioner.

Born July 24 03.
ACT OF CONGRESS APPROVED APRIL 26, 1903.

DEPARTMENT OF

Commissioner to the I. C.

FILED

aug 10 - 06

[Signature]
Commissioner.

RECEIVED

CHOC. W.

N.B. 1081

July 16 - 06

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 28, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of T. L. Reid Jr. born on the 24th day of July, 1903.
(Here insert name of child)
Name of Father: Thomas L. Reid a citizen of the Choctaw Nation.
Name of Mother: Lizzie Reid a citizen of the " Nation.
Tribal enrollment of father: Applicant residing Tribal enrollment of mother: Applicant residing
Postoffice: Loess, T. L.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Southern District.

I, Lizzie Reid, on oath state that I am 24
years of age and a citizen by marriage of the Choctaw Nation;
that I am the lawful wife of Thomas L. Reid, who is a citizen, by
Married app. residing of the Choctaw Nation; that a male child was
(Male or Female)
born to me on 24th day of July, 1903, that said child has been named
T. L. Reid Jr. and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 5th day of July, 1906.

(Seal)

Milton M. Bawman
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Southern District.

I, L. J. Cranfill, a Physician, on oath state that I
attended on Mrs. Lizzie Reid, wife of Thomas L. Reid,
on the 24th day of July, 1903, that there was born to her on said date a male
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named T. L. Reid.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 6th day of July, 1906.

(Seal)

Milton M. Bawman
Notary Public.

#1081

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

Jay Reid

as a citizen of

Chectaw Nation.

Approved..... 190...

Commissioner.

Born Jan 17-1905

ACT OF CONGRESS APPROVED APRIL 26, 1906.

DEPARTMENT OF THE INTERIOR.

Commissioner to the Five Civilized Tribes.

FILED

Aug 10-06

Commissioner.

RECEIVED

July 16-06

EXHIBIT IN
N.B. 1081

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Fay Reid [Here insert name of child] born on the 17 day of Jan 1905
Name of Father: Thomas L. Reid a citizen of the Choctaw Nation.
Name of Mother: Lizzie Reid a citizen of the Choctaw Nation.
Tribal enrollment of father: application pending for enrollment Tribal enrollment of mother: application pending
Postoffice: Laco, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Southern District.

I, Lizzie Reid, on oath state that I am 24 years of age and a citizen by intermarriage of the Choctaw Nation; that I am the lawful wife of Thomas L. Reid, who is a citizen, by blood (application pending) of the Choctaw Nation; that a Female child was [Male or Female] born to me on 17 day of Jan, 1905; that said child has been named Fay Reid and was living March 4, 1906.

Lizzie Reid

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 5th day of July, 1906.

(Seal)

Milton M. Bowman
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Southern District.

I, L. J. Cranfill, a physician on oath state that I attended on Lizzie Reid who is the wife of Thomas L. Reid on the 17th day of Jan, 1905; that there was born to her on said date a Female child; that said child was living March 4, 1906, and is said to have been named Fay Reid.

L. J. Cranfill

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 6th day of July, 1906.

(Seal)

Milton M. Bowman
Notary Public.

23-1081

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

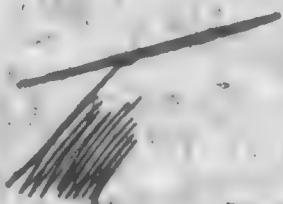
In the matter of the application for the enrollment of
T. J. Reid, Jr. and Fay Reid as citizens by blood of the Choctaw
Nation.

D E C I S I O N .

It appears from the record herein that on July 16, 1906,
application was made to the Commissioner to the Five Civilized
Tribes for the enrollment of T. L. Reid, Jr. and Fay Reid as
citizens by blood of the Choctaw Nation.

It further appears from the record herein that said appli-
cants were born on July 24, 1903, and January 17, 1905, respect-
ively, and are the children of Thomas L. Reid who was denied citi-
zenship in the Choctaw Nation by a decree of the Choctaw and Chick-
asaw Citizenship Court on April 30, 1904, in case No. 45 upon the
McAlester Docket of said Court, and Lizzie Reid whose application
for enrollment as a citizen by intermarriage of the Choctaw Nation,
was dismissed by the Commission to the Five Civilized Tribes on
October 20, 1904, for the reason that her husband, Thomas L. Reid,
through whom she claims her intermarried rights was denied by the
Citizenship Court as above set forth.

I am, therefore, of the opinion that the application for
the enrollment of T. L. Reid, Jr. and Fay Reid, as citizens by
blood of the Choctaw Nation, should be denied, under the provisions
of the Act of Congress approved April 26, 1906 (34 Stats., 137), and
it is so ordered.



Commissioner.

Muskogee, Indian Territory,

FEB 26 1907

23-1081

COPY

Muskogee, Indian Territory, February 26, 1907.

Thomas L. Reid,
Loce, Indian Territory,

Dear Sir:-

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 26, 1907, denying the application for the enrollment of T. L. Reid, Jr. and Fay Reid, as citizens by blood of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tame Bixby*

Commissioner.

Registered.
Incl. 23-1081

23-1081

COPY

Muskogee, Indian Territory, February 26, 1907

Mansfield, McMurray & Gornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:-

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 26, 1907, denying the application for the enrollment of T. L. Reid, Jr. and Fay Reid as citizens by blood of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tama Bixby*

Commissioner.

Incl. 23-1081

COPY

Muskogee, Indian Territory, February 26, 1907.

The Honorable,

The Secretary of the Interior.

Sir:-

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of T. L. Reid, Jr. and Fay Reid as citizens by blood of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated February 26, 1907, denying said application.

Respectfully,

SIGNED

Tame Bixby

Commissioner.

2 Incl.

Through the
Commissioner of Indian Affairs.

D. C. 1884-1907.

V.H.N.

37. 1

DEPARTMENT OF THE INTERIOR,

WASHINGTON.

March 4, 1907.

I. T. D.
4392, 5122, 6124, 6922,
6962, 7112, 7450, 7452,
7454, 7454, 7494, 7494,
7664, 7662, 7692, 7706,
7710, 7722, 7726, 7732,
7740, 7760, 7764, 7812,
7870, 7882, 1907.

LES.
DIRECT.

Commissioner to the Five Civilized Tribes.

Waskago, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases, adverse to the applicants, are hereby affirmed. Copies of Indian Office letters, submitting your reports and recommending that the decisions be affirmed, are enclosed herewith:

Title of Case.

Date of your
letter of transmittal.

Carlton Smith (Wisc. Case.)	January 21, 1907.
Wade McFarland (intermarriage)	October 18, 1906.
Wm. Redburn (freeman)	February 13, 1907.
Daniel Oscar Hodge, et al., (by blood),	February 14, 1907.
Wm. Lewis (freeman),	February 14, 1907.
Henry Adams (freeman),	February 14, 1907.
Wattie Beck (intermarriage),	February 13, 1907.
Clyde E. Coleman (by blood),	February 21, 1907.
Alice Chatman (freeman)	February 21, 1907.
Jim Brown (freeman),	February 21, 1907.
John Frankling Newer (by blood),	February 21, 1907.
Gordalia Frazier, et al. (freeman),	February 21, 1907.
John Herbert Laffere (freeman),	February 21, 1907.

-2-

Nahai M. Jones, et al., (by blood),	February 21, 1907.
Charles W. Hopkins, et al. (Chester or Chickasaw freedman)	February 22, 1907.
T. L. Reid, Jr., et al. (by blood),	February 24, 1907.
Albert Jones (by blood)	February 24, 1907.
Arella Colbert, et al. (as citizens),	February 26, 1907.
John D. Fleming (by blood),	February 26, 1907.
Edmond Haced Cohen (Freedman),	February 26, 1907.
Temperance Caroline Betty (by blood),	February 26, 1907.
Anna Lewis (Freedman),	February 26, 1907.
Mary A. Crowder (Intermarriage),	February 26, 1907.
Gally Reives (freedman),	February 26, 1907.
W. J. Miller, et al., (Miss. Case.)	February 7, 1907.
Henry Pruitt, et al.,	February 26, 1907.

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

E. A. Hitchcock,

Secretary.

25 enclosures, and
43 enclosures to Ind. Of.,
with copy hereof.
WCH. 2-4-07.

Refer in reply to the following:
Land: 20932-1907.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,

WASHINGTON, March 2, 1907.

C O P Y

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of T. L. Reid, Jr., and Fay Reid, as citizens by blood of the Choctaw Nation, including the decision of Commissioner Bixby dated February 26, 1907, adverse to the applicants.

The decision of the Commissioner has been examined, is found to be correct, and its approval is recommended.

Very respectfully,

G. F. Larrabee,

Acting Commissioner.

KRM-LG,

23-1081

Muskogee, Indian Territory April 13, 1907.

Thomas L. Reid,

Beck, Indian Territory.

Dear Sir:

You are hereby advised that on March 4, 1907, the Secretary of the Interior affirmed the decision of this office of February 26, 1907, denying the application for the enrollment of T. L. Reid, Jr. and Ray Reid, as citizens by blood of the Choctaw Nation.

Respectfully,

Commissioner.

23-1261

Muskogee, Indian Territory, April 18, 1907.

Wansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 4, 1907, the Secretary of the Interior affirmed the decision of this office of February 28, 1907, denying the application for the enrollment of T. L. Reid, Jr. and Fay Reid as citizens by blood of the Choctaw Nation.

Respectfully,

Commissioner.

47-5138.

Muskogee, Indian Territory, August 16, 1906.

Cruce, Cruce & Bleakmore,

Ardmore, Indian Territory.

Gentlemen:

Receipt is hereby acknowledged of your letter of July 13, 1906, transmitting affidavits of Lizzie Reid and L. J. Cranfill to the birth of T. L. Reid, Jr., and Fay Reid, children of Thomas L. Reid and Lizzie Reid, July 24, 1903, and January 17, 1905, respectively.

Respectfully,

Commissioner.

JBM

Choctaw Minor 1082

Frank Obe Sullivan

Ruby Jane Sullivan

M 1082

MINOR
CHOCTAW
ENROLLMENT

FRANK OBE SULLIVAN

RUBY JANE "

As Citizen of the
CHOCTAW NATION

Act of Congress

Approved April 26. 1906

DECISION RENDERED JAN 9 1907.

REFUSED JAN 9 1907

COPY OF DECISION FORWARDED
APPLICANT JAN 9 1907

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations. JAN 9 1907

RECORD FORWARDED DEPARTMENT
JAN 9 1907

ACTION APPROVED BY
SECRETARY OF INTERIOR FEB 28 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations. APR 1 1907

Notice of Departmental
Action Mailed Applicant. APR 1 1907

NEW BORN #1082

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

Ruby Jane Sullivan

as a citizen of

Choctaw Nation.

Approved..... 190...

Commissioner.

Born Dec. 8, 1905

Act of Congress approved April 26, 1906.

Department of the Interior

Commissioner to the Five

Civilized Tribes.

FILED AUG 4, 1906

Tams Bixby, Commissioner.

CHOCTAW RECEIVED JUL 20 1906

N. B. 1082

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1905.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Ruby Jane Sullivan, born on the 8th day of Dec. 1905
(Here insert name of child)
Name of Father: William F. Sullivan, a citizen of the Nation.
Name of Mother: Dacia Sullivan nee Mitchell, a citizen of the Choctaw Nation.
Tribal enrollment of father: Tribal enrollment of mother:
Postoffice: Purdy, L. T.

(SEAL)

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Southern District.

I, Dacia Sullivan nee Mitchell, on oath state that I am 21
years of age and a citizen by blood of the Choctaw Nation;
that I am the lawful wife of William F. Sullivan, who is a citizen, by
of the Nation; that a female child was
born to me on 8th day of December 1905.; that said child has been named
Ruby Jane Sullivan, and was living March 4, 1906.
Dacia Sullivan

WITNESSES TO MARK:

[Must be Two Witnesses] {
[Signature Line]
[Signature Line]

Subscribed and sworn to before me this 18 day of July 1906.

R. W. Small

Notary Public.

(SEAL)

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Southern District.

I, B. Ward, a Physician, on oath state that I
attended on Dacia Sullivan (nee Mitchell), wife of William F. Sullivan
on the 8th day of December 1905.; that there was born to her on said date a
child; that said child was living March 4, 1906, and is said to have been named Ruby Jane Sullivan.
B. Ward M. D.

WITNESSES TO MARK:

[Must be Two Witnesses] {
[Signature Line]
[Signature Line]

Subscribed and sworn to before me this 19 day of July 1906.

R. W. Small

Notary Public.

NEW BORN 1082

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

.....**Frank Ohe Sullivan**.....

as a citizen of

.....**Choctaw**..... **Nation.**

Approved..... **190...**

.....
Commissioner.

Born Sept 10, 1904

Act of Congress approved April 26, 1906.
Department of the Interior
Commissioner to the Five
Civilized Tribes.
F I L E D AUG 4, 1906.
Tams Bixby, Commissioner
CHOCTAW RECEIVED JUL 20, 1906.
N. B. 1082.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Choctaw.....Nation,
ofFrank Obe Sullivan....., born on the 10th day of September.....1904
(Here insert name of child)
Name of Father:.....William F. Sullivan.....a citizen of the.....Nation.
neee Mitchell
Name of Mother:.....Docia Sullivan.....a citizen of the.....Choctaw.....Nation.
Tribal enrollment of father.....Tribal enrollment of mother.....
Postoffice.....Purdy 1. T.....

(SEAL)

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
.....Southern.....District. }

I, Docia Sullivan neee Mitchell on oath state that I am.....21.....
years of age and a citizen by blood.....of the.....Choctaw.....Nation;
that I am the lawful wife of.....William F. Sullivan....., who is a citizen, by
.....of the.....Nation; that a Male.....child was
(Male or Female)
born to me on.....10th.....day of September.....1904; that said child has been named
.....Frank Obe Sullivan....., and was living March 4, 1906.

.....Docia Sullivan.....

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this.....18.....day of.....July.....1906.

.....R. W. Small.....

Notary Public.

(SEAL)

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
.....Southern.....District. }

I, B. Ward.....a Physician.....on oath state that I
attended onDocia Sullivan neee Mitchell.....wife of.....William F. Sullivan.....
on the.....10.....day of September.....1904; that there was born to her on said date a.....Male.....
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named.....Frank Obe Sullivan.....

.....B. Ward M. D.....

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this.....19.....day of.....July.....1906.

.....R. W. Small.....

Notary Public.

23-1082.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Frank Obe Sullivan, et al. as citizens by blood of the Choctaw Nation.

D E C I S I O N.

It appears from the record herein that on July 20, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Frank Obe Sullivan and Ruby Jane Sullivan as citizens by blood of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records in the possession of this office that Frank Obe Sullivan and Ruby Jane Sullivan were born September 10, 1904 and December 8, 1905, respectively, and are the children of William F. Sullivan, a non-citizen and Docia A. Sullivan, who, (as Docia A. Mitchell) was denied citizenship in the Choctaw Nation by the Choctaw and Chickasaw Citizenship Court on April 18, 1904 in Case No. 101 on the South McAlester Docket thereof.

I am of the opinion that the applicants, Frank Obe Sullivan and Ruby Jane Sullivan, are not entitled to enrollment as citizens by blood of the Choctaw Nation and that the application for their enrollment as such should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137) and it is so ordered.



Commissioner.

Muskogee, Indian Territory.

JAN 9 - 1907

23-1082

COPY.

Muskogee, Indian Territory, January 9, 1907.

William F. Sullivan,

Purdy, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 9, 1907, denying the application for the enrollment of Frank Obe Sullivan and Ruby Jane Sullivan as citizens by blood of the Choctaw Nation.

The Decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tame Lacey*

Commissioner.

Registered.

Incl. 23-1082.

23-1082

Muskogee, Indian Territory, January 9, 1907.

Mansfield, McMurray and Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Dear Sirs:

Enclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 9, 1907, denying the application for the enrollment of Frank Obe Sullivan and Ruby Jane Sullivan as citizens by blood of the Choctaw Nation.

The Decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Jane Brady*

Commissioner.

Incl. 23-1082.

COPY.

Muskogee, Indian Territory, January 9, 1907.

The Honorable,

Secretary of the Interior

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Frank Gbe and Ruby Jane as citizens by blood of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated January, 9, 1907, denying said application.

Respectfully,

SIGNED

Commissioner.

2 Incl. 23 1082

Through the
Commissioner of Indian Affairs.

D. C. 12297.

DEPARTMENT OF THE INTERIOR,

O.K. JP.

IRS.

I. T. D.

WASHINGTON.

24516-1904.

4432, 4712, 4718, 4794,

4820, 4836, 4408, 4446,

4722, 4714, 4720, 4720,

4844-07.

February 22, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following Cheateau citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed.

Title of Case.

Date of your
letter of transmittal.

Robert W. Baker,
Georgia Earl Gray, et al.,
Yerbus Franklin Reynolds, et al.,
Lindsey Simpson,
Glevara Hollis (freedman),
Eliott Franklin & William Curtis Shaw
Francis Lynch,
Laurence John,
Bink Foxall, et al.,
Joseph Fleming,
Frank Obe and Ruby Jane Sullivan
Nathan Ray Segreves,
Thomas W. and William J. Barnes,
Mary Ann LaFlora et al.,
L. E. Coleman, et al.,
Jesse H. Wallace (intermarried),
George Alton and Gray Ray Parks,
Lee Harrison Cooper, (Miss. Chee.),

August 10, 1906.
January 12, 1907.
November 21, 1906.
January 9, 1907.
February 2, 1907.
February 2, 1907.
June 13, 1906.
January 21, 1907.
January 26, 1907.
November 22, 1906.
January 9, 1907.
January 9, 1907.
January 8, 1907.
July 26, 1906.
January 9, 1907.
January 21, 1907.
January 9, 1907.
December 18, 1906.

-2-

A copy hereof and the papers in the above mentioned cases have been sent to the Indian Office,

Respectfully,

Jesse E. Wilson,

Assistant Secretary.

20 inc. and
26 for Ind. Of.

244
202

(COPY-Don)

Refer in reply to the following:
Land
1895-1907.

DEPARTMENT OF THE INTERIOR.

OFFICE OF INDIAN AFFAIRS.

D.C. 12297-1907.

WASHINGTON.

February 21, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from the Commissioner to the Five Civilized Tribes, dated January 9, 1907, transmitting the record relative to the application of Frank O. Sullivan et al., for enrollment as citizens by blood of the Choctaw Nation.

On July 20, 1906, application was made to the Commissioner for the enrollment of Frank O. Sullivan and Ruby J. Sullivan, as citizens by blood.

On January 9, 1907, the Commissioner held that the applicants were not entitled to enrollment.

The record shows that the applicants are the minor children of William F. Sullivan, a non-citizen, and Beola A. Sullivan who was denied enrollment as a citizen by blood of the Choctaw Nation by the Choctaw and Chickasaw Citizenship Court on April 12, 1906 in case No. 107.

By reason of the provisions of Section 2 of the Act of April 23, 1906 (34 Stat., L., 137), the decision of the Commissioner adverse to the applicants is recommended for approval.

Very respectfully,

S. F. Larrabee,

Acting Commissioner.

H.R.D.-HL

25-1062

Muskogee, Indian Territory, April 1, 1907.

William F. Sullivan,

Purdy, Indian Territory.

Dear Sir:

You are hereby advised that on February 28, 1907, the Secretary of the Interior affirmed the decision of the Commissioner to the Five Civilized Tribes, rendered January 9, 1907, denying the application for the enrollment of Frank Ode Sullivan and Ruby Jane Sullivan as citizens by blood of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

23-1082

Muskogee, Indian Territory, April 1, 1907.

Manafield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Dear Sirs:

You are hereby advised that on February 28, 1907, the Secretary of the Interior affirmed the decision of the Commissioner to the Five Civilized Tribes, rendered January 9, 1907, denying the application for the enrollment of Frank O. Sullivan and Ruby Jane Sullivan as citizens by blood of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

Choctaw Minor 1083

Nova Black

M 1083

1083

MINOR
CHOCTAW
ENROLLMENT

NOVA BLALACK

As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26, 1906

REFUSED

JAN 7 1907

COPY OF DECISION FORWARDED
APPLICANT JAN 7 1907

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations JAN 7 1907

RECORD FORWARDED DEPARTMENT

JAN 7 1907

Action Approved by
Secretary of Interior FEB 25 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations. MAR 26 1907

Notice of Departmental
Action Mailed Applicant MAR 26 1907.

1083

NEW BORN

190

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906,

Nova Blalock

as a citizen of

Choctaw

Nation.

Approved..... 190...

Commissioner.

Born March 30 1905

ACT OF CONGRESS APPROVED APRIL 26 1906

DEPARTMENT OF THE INTERIOR

COMMISSIONER TO THE FIVE CIVILIZED TRIBES..

FILED JUL 17 1906

(Stamped) Tams Bixby
Commissioner

Chas H. Hudson

Atty for Pet

CHOCTAW RECEIVED JUL 5 1906
3199

25-1683

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Nova (Here insert name of child), born on the 30 day of March 1905.
Name of Father: J. W. Blalock a citizen of the Choctaw Nation.
Name of Mother: Donie Blalock a citizen of the Non Citizen Nation.
Tribal enrollment of father: Choctaw Tribal enrollment of mother: None.
Postoffice: Wilburton

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Central District.

I, Donie Blalock on oath state that I am 19
years of age and a citizen by ~~not a citizen~~ of the Choctaw of any Nation;
that I am the lawful wife of J. W. Blalock, who is a citizen, by
intermarriage of the Choctaw Nation; that a female child was
(Male or Female)
born to me on 30 day of March 1905; that said child has been named
Nova and was living March 4, 1906.

(Signed) Donie Blalock

WITNESSES TO MARK:

(SEAL)
[Must be Two Witnesses] {

Subscribed and sworn to before me this 3rd day of July 1906.

(Signed) Clifford Perry

Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central District.

I, M. E. Smith, a Midwife, on oath state that I
attended on Donie Blalock wife of J. W. Blalock
on the 30 day of March 1905; that there was born to her on said date a female
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named
Nova

(Signed) M. E. Smith

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 3rd day of July 1906.

(SEAL)

(Signed) Clifford Perry

Notary Public

23-1083.

DEPARTMENT OF THE INTERIOR.
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

-101-

In the matter of the application for the enrollment
of Nova Blalack as a citizen of the Cheetaw Nation.

-13 DECISION :-

It appears from the record herein that on July 5, 1906,
application was made to the commissioner to the five civilized
tribes for the enrollment of Nova Blalack as a citizen of the
Cheetaw Nation.

It further appears from the record herein and from
the records of this office that the applicant, Nova Blalack, was
born on March 20, 1904, and is the daughter of J. W. Blalack,
whose name as Joseph W. Blalack, appears opposite No. 890 on the
final roll of citizens by intermarriage of the Cheetaw Nation,
approved by the Secretary of the Interior September 12, 1903,
and Denis Blalack, a non-citizen and non-applicant either for
enrollment as a citizen of the Cheetaw Nation, or for identifica-
tion as a Mississippi Cheetaw.

I am of the opinion that the applicant, Nova Blalack,
is not entitled to enrollment as a citizen of the Cheetaw Nation
and that the application for her enrollment as such should be
denied under the provisions of the Act of Congress approved April
26, 1906 (34 Stats., 137) as amended by the Act of Congress
approved June 21, 1906 (Public No. 282) and it is so ordered.

Commissioner.

Muskogee, Indian Territory,

JAN 7 - 1907

23-1083

COPY.

Muskogee, Indian Territory, January 7, 1907.

Joseph W. Blalock,

Wilburton, Indian Territory.

Dear Sir:

I inclose herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 7, 1907, denying the application for the enrollment of Nova Blalock as a citizen of the Choctaw Nation.

The decision, with the proceedings in the case is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

James Bixby

Commissioner.

Registered.
23-1083.

23-1083

COPY.

Muskogee, Indian Territory, January 7, 1907.

Manfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

I inclose herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 7, 1907, denying the application for the enrollment Nova Alalack as a citizen of the Choctaw Nation.

The decision, with the proceedings in the case has this day been transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

JAMES BIXBY

Commissioner.

23-1083.

COPY.

Muskogee, Indian Territory, January 7, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Nova Hlalnack as a citizen of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated January 7, 1907, denying said application.

Respectfully,

SIGNED *Tamm Bixby*

Commissioner

83-1083.

D.C.11818.
I.T.D.4402-1907.
L.R.S.
DIRECT.

K.L.M.
RJH

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

February 26, 1907.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

January 7, 1907, you transmitted the record in the matter of the application for the enrollment of Nova Simons as a citizen of the Choctaw Nation, together with your decision of same date, denying said application.

In its letter of February 20, 1907 (Land 2522), a copy of which is inclosed, the Indian Office recommends that your decision be approved.

Said decision is hereby affirmed.

The papers in the case, together with a carbon copy hereof, have been forwarded to the Indian Office.

Respectfully,

Jesse E. Wilson,

Assistant Secretary.

1 inc. and 2 inc. to
Ind. Of.

A.F.Mc.
2-27-07.

LAND
2522-1907.

COPY.
DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 20, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a communication from the Commissioner to the Five Civilized Tribes, dated January 2, 1907, transmitting the record relative to the application of Nova Blalack for enrollment as a citizen of the Choctaw Nation, together with the decision of the Commissioner dated January 7, 1907, denying the application.

The record shows that the applicant is the child of J. W. Blalack, whose name as Joseph W. Blalack, appears on the intermarriage roll of the Choctaw Nation, at No. 298, and Donie Blalack, a non-citizen and non-applicant either for enrollment as a citizen of the Choctaw Nation or for identification as a Mississippi Choctaw.

Under the provisions of the Act of June 21, 1906 (34 Stat.L., 525), and the holding of the Department of July 10, 1906, in the William Jesse Bacon case, the applicant is not entitled to enrollment, and the approval of the Commissioner's decision is recommended.

Very respectfully,

G. F. Larrabee,

Acting Commissioner.

GAW-GH.

23-1083

Muskogee, Indian Territory, March 26, 1907.

Joseph W. Blalock,

Wilburton, Indian Territory.

Dear Sir:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of January 7, 1907, denying the application for the enrollment of Neva Blalock as a citizen of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

ACTING Commissioner.

23-1083

Muskogee, Indian Territory, March 26, 1907.

Mansfield, McMurray & Gornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of January 7, 1907, denying the application for the enrollment of Nova Blalack as a citizen of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Commissioner.

ASTING

7-3190

Muskogee, Indian Territory, July 16, 1906.

J. W. Blalock,

Wilburton, Indian Territory.

Dear Sir:-

Receipt is hereby acknowledged of your letter of July 3, 1906, enclosing affidavits of Donie Blalock and M. E. Smith to the birth of Nova Blalock, child of J. W. and Donie Blalock, March 30, 1905.

Respectfully,

Commissioner.

Choctaw Minor 1084

John Burditt
Gladie Burditt
Sampson Burditt
Robert Burditt
Franklin Burditt

M
1084

MINOR
CHOCTAW
ENROLLMENT

John Burditt
Glathie "
Sampson "
Robert "
Franklin "

As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26. 1906

DECISION RENDERED IEC 21 906

REFUSED IEC 21 1906

COPY OF DECISION FORWARDED
APPLICANT IEC 21 1906

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations. DEC 21 1906

RECORD FORWARDED DEPARTMENT
DEC 21 1906

ACTION APPROVED BY
SECRETARY OF INTERIOR
FEB 21 1906

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations. APR 6 1907

Notice of Departmental
Action Mailed Applicant APR 6 1907

NEW BORN

199

23-1084

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

..... John Barditt

as a citizen of

..... Choctaw Nation.

Approved..... 190...

.....
Commissioner.

Born March 25, 1891

Act of Congress approved April 26 1906.

Department of the Interior

Commissioner to the Five Civilized Tribes/

F I L E - D J u l 1 1 1 9 0 6

(Signed) Commissioner.

Choctaw

Received Jun 27, 1906.

7-3325

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS. APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the... Choctaw... Nation,
of John Burditt..., born on the 25 day of Feb. 1891.
[Here insert name of child]
Name of Father: E. B. Burditt... a citizen of the... U. S. ... Nation.
Name of Mother: Mattie Burditt... a citizen of the... Choctaw... Nation.
Tribal enrollment of father... Tribal enrollment of mother... #1001
Postoffice... Non I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Central... District. }

I, Mattie Burditt... on oath state that I am... 41...
years of age and a citizen by Intermarriage of the... Choctaw... Nation;
that I am the lawful wife of E. B. Burditt..., who is a citizen, ~~of~~
... of the... U. S. ... Nation; that a Male... child was
[Male or Female]
born to me on 25th day of Feb. 1891...; that said child has been named
John
(SEAL) and was living March 4, 1906.

her
Mattie x Burditt
mark

WITNESSES TO MARK:

[Must be Two
Witnesses] { W. E. Martin
M. C. Gillum

Subscribed and sworn to before me this 22 day of June 1906.

Com Exps Jany 9-1910.

Ben F. Gillum...

Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
... District. }

I, ..., on oath state that I
attended on ..., wife of...
on the ... day of ...; that there was born to her on said date a...
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named...

WITNESSES TO MARK:

[Must be Two
Witnesses] {

Subscribed and sworn to before me this... day of... 1906.

Notary Public.

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

.....Gleathia Burditt.....

as a citizen of

.....Choctaw..... Nation.

Approved..... 190...

.....
Commissioner.Born Aug. 12, 1893.
Act of Congress approved April 26, 1906.Department of the Interior
Commissioner to the Five Civilized Tribes/

F I L E D : Jul 11 1906.

(Signed) Commissioner

Choctaw

Received Jun 27, 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

23-1024

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1902.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Gladia Burditt, born on the 12 day of August, 1893.
(Here insert name of child)
Name of Father: E. B. Burditt a citizen of the U. S. Nation.
Name of Mother: Mattie Burditt a citizen of the Choctaw Nation.
Tribal enrollment of father: Tribal enrollment of mother: #1001
Postoffice: Wad. I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
...Central District. }

I, Mattie Burditt, on oath state that I am 41
years of age and a citizen by Intermarriage of the Choctaw Nation;
that I am the lawful wife of E. B. Burditt, who is a citizen of
the U. S. Nation; that a female child was
born to me on the 12th day of August, 1893; that said child has been named
Gladia, and was living March 4, 1906.

her
Mattie X Burditt
mark

WITNESSES TO MARK:

(SEAL)

[Must be Two
Witnesses]

W. E. Martin

M. E. Gillum

Subscribed and sworn to before me this 22 day of June, 1906.

Com Exps Jan'y 9-1910.

Ben E. Gillum

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
District. }

I, _____, on oath state that I
attended on _____ wife of _____
on the _____ day of _____, 1906; that there was born to her on said date a _____
child; that said child was living March 4, 1906, and is said to have been named _____
[Male or Female]

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this _____ day of _____, 1906.

Notary Public.

NEW BORN

199

23-1084.

C.

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

.....Sampson Burditt.....

as a citizen of

.....Choctaw..... Nation.

Approved..... 190...

.....
Commissioner.

Born Nov. 13, 1895

Act of Congress approved April 26, 1906.

Department of the Interior

Commissioner to the Five Civilized Tribes.

F I L E D Jul 11, 1906

(Signed) Commissioner

Choctaw

Received Jun 27 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

23-1084

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Sampson Burditt [Here insert name of child], born on the 13 day of Nov, 1895.
Name of Father: E. B. Burditt a citizen of the U. S. Nation.
Name of Mother: Mattie Burditt a citizen of the Choctaw Nation.
Tribal enrollment of father: Tribal enrollment of mother: #1001
Postoffice: Non I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Mattie Burditt, on oath state that I am 41
years of age and a citizen by Intermarriage of the Choctaw Nation;
that I am the lawful wife of E. B. Burditt, who is a citizen, by
of the U. S. Nation; that a Male child was
born to me on 13 day of Nov, 1895; that said child has been named
Sampson, and was living March 4, 1906.

(SEAL)

her
Mattie x Burditt
mark

WITNESSES TO MARK:

[Must be Two
Witnesses] W. E. Martin
M. C. Gillum

Subscribed and sworn to before me this 22 day of June, 1906.

Ben F. Gillum

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Sarah Lane, a Midwife, on oath state that I
attended on Mattie Burditt the wife of E. B. Burditt
on the 13 day of Nov, 1895; that there was born to her on said date a Male child;
that said child was living March 4, 1906, and is said to have been named Sampson.

her
Sarah x Lane
mark

WITNESSES TO MARK:

[Must be Two
Witnesses] W. E. Martin
M. C. Gillum

Subscribed and sworn to before me this 22 day of June, 1906.

(SEAL)

Ben F. Gillum

Notary Public.

Com. Exps Jan'y 9-1910.

NEW BORN

100

R3-1084

IN RE

Application for Enrollment of

MINOR CHILD

**Act of Congress Approved
April 26, 1906.**

.....Robert Burditt.....

as a citizen of

.....Choctaw..... **Nation.**

Approved..... 190...

Commissioner.

Born May 20, 1902

Act of Congress approved April 26, 1906

Department of the Interior

Commissioner to the Five Civilized Tribes.

FILED Jul 11, 1906

(Signed) Commissioner

Received Jun 27 1906

Choctaw

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS. APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Robert Burditt, born on the 20 day of May, 1902.
(Here insert name of child)
Name of Father: E. B. Burditt a citizen of the U.S. Nation.
Name of Mother: Mattie Burditt a citizen of the Choctaw Nation.
Tribal enrollment of father: Tribal enrollment of mother: # 1001
Postoffice: Non I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Mattie Burditt, on oath state that I am 41
years of age and a citizen by Intermarriage the Choctaw Nation;
that I am the lawful wife of E. B. Burditt, who is a citizen, he
of the U. S. Nation; that a Male child was
(Male or Female)
born to me on 20 day of May, 1902; that said child has been named
Robert, and was living March 4, 1906.

her
Mattie x Burditt
mark

WITNESSES TO MARK:

[Must be Two Witnesses] { W. E. Martin
M. C. Gillum

Subscribed and sworn to before me this 22nd day of June, 1906.

(SEAL

Ben F. Gillum
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Sarah Lane, a Midwife, on oath state that I
attended on Mattie Burditt, wife of E. B. Burditt,
on the 20 day of May, 1902; that there was born to her on said date a
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named Robert.

her
Sarah x Lane
mark

WITNESSES TO MARK:

[Must be Two Witnesses] { W. E. Martin
M. C. Gillum

Subscribed and sworn to before me this 22 day of June, 1906.

(SEAL)

Com exp Jan'y 9-1910.

Ben F. Gillum
Notary Public.

NEW BORN

100

23-1084

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

....Franklin Burditt.....

as a citizen of

.....Choctaw..... Nation.

Approved..... 190...

.....
Commissioner.

Born Dec. 24, 1904.

Act of Congress approved April 26, 1906.

Department of the Interior
Commissioner to the Five Civilized Tribes.

F I L E D . Jul 11 1906.

(Signed) Commissioner.

Choctaw

Received Jun 27, 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the... Choctaw... Nation,
of Franklin Burditt... born on the 24... day of Dec... 1904..
(Here insert name of child)
Name of Father: E. B. Burditt... a citizen of the... U. S. ... Nation.
Name of Mother: Mattie Burditt... a citizen of the... Choctaw... Nation.
Tribal enrollment of father... Tribal enrollment of mother: #1001
Postoffice... Non I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
... Central... District. }

I, Mattie Burditt... on oath state that I am... 41...
years of age and a citizen by Inter-marriage of the... Choctaw... Nation;
that I am the lawful wife of E. B. Burditt... who is a citizen, by
... of the... U. S. ... Mother; that a Male... child was
(Male or Female)
born to me on... 24... day of... Dec... 1904.; that said child has been named
... Franklin... and was living March 4, 1906.

(SEAL)

her
Mattie E. Burditt
mark

WITNESSES TO MARK:

[Must be Two
Witnesses] { W. E. Martin...
M. C. Gillum...

Subscribed and sworn to before me this... 22nd... day of... June... 1906.

Ben. F. Gillum...
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
... Central... District. }

I, Jane Guy... a Midwife... on oath state that I
attended on... Burditt...
on the... 24... day of... Dec... 1904.; that there was born to her on said date a... Male...
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named... Franklin...

her
Jane E. Guy
mark

WITNESSES TO MARK:

[Must be Two
Witnesses] { W. E. Martin...
M. C. Gillum...
(SEAL)

Subscribed and sworn to before me this... 22nd... day of... June... 1906.

Ben. F. Gillum...
Notary Public.

23-1084.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
John, Glathie, Sampson, Robert and Franklin Burditt as citizens
of the Choctaw Nation.

DECISION.

It appears from the record herein that on June 27, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of John Burditt, Glathie Burditt, Sampson Burditt, Robert Burditt and Franklin Burditt as citizens of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records of this office that the applicants John Burditt, Glathie Burditt, Sampson Burditt, Robert Burditt and Franklin Burditt were born on March 25, 1891, August 12, 1898, November 13, 1898, May 20, 1902 and December 24, 1904, respectively, and are the children of Mattie Burditt whose name appears opposite number 1001 on the final roll of citizens by intermarriage of the Choctaw Nation, approved by the Secretary of the Interior October 21, 1904, and E. B. Burditt a non citizen and non applicant either for enrollment as a citizen of the Choctaw Nation or for identification as a Mississippi Choctaw.

I am of the opinion that the applicants John Burditt, Glathie Burditt, Sampson Burditt, Robert Burditt and Franklin Burditt are not entitled to enrollment as citizens of the Choctaw Nation and that the application for their enrollment as such should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137) as amended by the Act of Congress approved June 21, 1906 (Public No. 208), and it is so ordered.

Commissioner.

Muskogee, Indian Territory,

June 2, 1906

23-1084

COPY

Muskogee, Indian Territory, December 21, 1906.

E. B. Burditt,

Now, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 21, 1906, denying the application for the enrollment of John Burditt, Glathie Burditt, Sampson Burditt, Robert Burditt and Franklin Burditt as citizens of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED Wm. O. Beall

Acting Commissioner.

Registered.

Incl. 23-1084.

23-1084

COPY

Muskogee, Indian Territory, December 21, 1906.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 21, 1906, denying the application for the enrollment of John Burditt, Glathie Burdise, Sampson Burditt, Robert Burditt and Franklin Burditt as citizens of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Wm. O. Beall*

Acting Commissioner.

2 Incl. 23-1(84).

COPY

Muskogee, Indian Territory, December 21, 1906.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of John Burditt, Clathie Burditt, Sampson Burditt, Robert Burditt, and Franklin Burditt as citizens of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated December 21, 1906, denying said application.

Respectfully,

SIGNED *Wm. O. Beall*
Acting Commissioner

3 Incl. 23-1064.

Through the
Commissioner of Indian Affairs.

D. C. 18457.
L. A. S.

J. E. S.
D. K.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

I. E. S.

8060, 8146, 8148, 8160-1907.
8194, 8196, 8200, 8202, 1907.
8212, 8214, 8322, 8334, 1907.
8336, 8344, 8346, 8350-1907.
8352, 8394, 8442 -1907.

February 25, 1907.

REPLY.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.	Date of Your Letter of Transmittal.
Walter Henry Farris,	January 15, 1907.
Maggie Hall, et al.,	January 19, 1907.
Clarence Fisher (Freedom)	February 3, 1907.
Mary Ford, et al.,	November 9, 1907.
George H. Carpenter, et al.,	December 24, 1906.
John Boudette, et al.,	December 21, 1906.
Katie Segroves,	January 8, 1907.
Dewey S. Cantrell,	October 19, 1906.
Earl Byron Wood, et al.,	January 17, 1907.
Ida Harrison (intermarried)	January 16, 1907.
Sarah H. Elser, et al.,	February 5, 1907.
Paul Bowley et al.,	January 26, 1907.
Joseph S. Smith, et al.,	February 1, 1907.
Effie Rainey,	January 26, 1907.
Danessie Beard (intermarried)	January 26, 1907.
Sam Perry (intermarried),	November 2, 1906.
Samuel U. Wall, et al.,	February 4, 1907.
Lucille Metcalfe,	January 14, 1907.

-2-

A copy herewith and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

James H. Wilson,

Assistant Secretary.

10 Am. and 20 Ind.
for Ind. Off.

A.F.W.
2-1-07.

Land
112841-1907.

COPY

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 23, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of John Burditt, Glathie Burditt, Sampson Burditt, Robert Burditt, and Franklin Burditt as citizens of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated December 21, 1906, adverse to the applicants.

The record shows that on June 27, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of the applicants herein as citizens of the Choctaw Nation. The record further shows that the applicants are the children of Mattie Burditt, whose name appears on the final roll of citizens and patriots of the Choctaw Nation, and B. B. Burditt, a non-citizen.

Under the provisions of the Act of April 26, 1906 (34 Stat. L., 187), as amended by the Act of June 21, 1906 (34 Stat. L., 325), the Office concurs in the decision of Commissioner Brady denying the enrollment of the applicants as citizens of the Choctaw Nation.

Very respectfully,

C. F. Larabee,

Acting Commissioner.

EMB-D.

25-1084

Muskogee, Indian Territory, April 6, 1907.

E. B. Burditt,

Wren, Indian Territory.

Dear Sir:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of December 31, 1906, denying the application for the enrollment of John Burditt, Clathie Burditt, Sampson Burditt, Robert Burditt and Franklin Burditt as citizens of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

Muskogee, Indian Territory, April 6, 1907.

Hansfield, McMurray & Hornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 28, 1907, the Secretary of the Interior affirmed the decision of this office of December 21, 1906, denying the application for the enrollment of John Burditt, Cathie Burditt, Sampson Burditt, Robert Burditt and Franklin Burditt as citizens of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

7-4511
7-3325

Muskogee, Indian Territory, July 11, 1906.

Fred P. Branson,

Muskogee, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of June 27, 1906, transmitting the affidavits of Mattie Burditt to the birth of John Burditt and Glathie Burditt, March 25, 1891 and August 12, 1893, respectively; the affidavits of Mattie Burditt and Sarah Lane to the birth of Sampson Burditt and Robert Burditt, November 13, 1895 and May 20, 1902, respectively and the affidavits of Mattie Burditt and Jane Guy to the birth of Franklin Burditt, December 24, 1904, children of E. B. and Mattie Burditt.

You are advised that on July 10, 1906, a letter was addressed to John Willis Hoff acknowledging receipt of the affidavits to the birth of Robert Joseph and Harvey Homer Hoff, children of John Willis and Lizzie Beames Hoff, April 6, 1902 and November 27, 1904, respectively.

Respectfully,

Commissioner.

Choctaw Minor 1085

Joseph Birlew

M 1085

1085

MINOR
CHOCTAW
ENROLLMENT

JOSEPH BIRLEW

As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26, 1906

DECISION RENDERED DEC 21 1906

REFUSED DEC 21 1906

Copy of Decision Forwarded
Applicant DEC 21 1906

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations DEC 21 1906

RECORD FORWARDED DEPARTMENT
DEC 21 1906

ACTION APPROVED BY
SECRETARY OF INTERIOR MAR 1 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations MAY 11 1907

Notice of Departmental Action
Forwarded Attorney for Applicant
MAY 11 1907

Notice of Departmental
Action Mailed Applicant May 11 1907

1085

NEW BORN

190

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

.....Joseph Birlew.....

as a citizen of

.....Choctaw..... Nation.

Approved..... 190...

.....
Commissioner. ..

7- 1236

Born Aug 26, 1905

ACT OF CONGRESS APPROVED APRIL 26 1906

DEPARTMENT OF THE INTERIOR

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

F I L E D MAY 24 1906

(Stamped) James Birlew
Commissioner

CHOCTAW RECEIVED MAY 21 1906

1236

23-10

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 28, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the... Choctaw... Nation.
of ... Joseph Birlew..., born on the 26... day of ... August... 1905.
[Here insert name of child]
Name of Father: ... Stephen Birlew... a citizen of the... Choctaw... Nation.
Name of Mother: ... Rebecca Birlew... a citizen of the... Choctaw... Nation.
Tribal enrollment of father..... Tribal enrollment of mother.....
Postoffice... Garvin I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Central District.

I, Rebecca Birlew on oath state that I am 26 years of age and a citizen by intermarriage of the Choctaw Nation; that I am the lawful wife of Stephen Birlew, who is a citizen, by intermarriage of the Choctaw Nation; that a male child was (Male or Female) born to me on 26 day of August 1905; that said child has been named Joseph Birlew and was living March 4, 1906.

(SEAL)

her
(Rebecca x Birlew
mark

WITNESSES TO MARK:

H. L. Martin

[Must be Two
Witnesses]

W. H. Martin

Subscribed and sworn to before me this.....21.....day of.....May.....1906.

(Signed) W. H Martin

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE

UNITED STATES OF AMERICA, Indian Territory, }
Central District.

I, Amanda Holden, a midwife, on oath state that I attended on Rebecca Birlew, wife of Stephen Birlew on the 26 day of August 1905; that there was born to her on said date a male child; that said child was living March 4, 1906, and is said to have been named Joseph Birlew

(SEAL)

her
Ananda x Holden
mark

WITNESSES TO MARK:

H. L. Martin

[Must be Two
witnesses]

W. H Martin

Subscribed and sworn to before me this 21st day of May 1906.

(Signed) W. H. Martin.

Notary Public.

23-1085.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Joseph Birlew as a citizen of the Choctaw Nation.

DECISION.

It appears from the record herein that on May 21, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Joseph Birlew as a citizen of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records of this office that the applicant Joseph Birlew was born August 26, 1903, and is the son of Stephen Birlew and Rebecca Birlew whose names appear opposite numbers 1093 and 1094, respectively, on the final roll of citizens by intermarriage of the Choctaw Nation, approved by the Secretary of the Interior November 16, 1904.

I am of the opinion that the applicant Joseph Birlew is not entitled to enrollment as a citizen of the Choctaw Nation and that the application for his enrollment as such should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137) as amended by the Act of Congress approved June 21, 1906 (Public No. 268), and it is so ordered.


Commissioner.

Muskogee, Indian Territory,

DEC 21 1906

23-1085

COPY

Muskegee, Indian Territory, December 21, 1906.

Stephen Birlow,

Garvin, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 21, 1906, denying the application for the enrollment of Joseph Birlow as a citizen of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

Acting Commissioner.

Incl. 23-1085.

Registered.

23-1085

COPY

Muskogee, Indian Territory, December 21, 1906

T
Hansfield, McFarray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen;

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 21, 1906, denying the application for the enrollment of Joseph Birlew as a citizen of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

Acting Commissioner.

Inc. 23-1085.

COPY

Muskogee, Indian Territory, December 21, 1906.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Joseph Firlew as a citizen of the Choctaw, including the decision of the Commission of to the Five Civilized Tribes, dated December 21, 1906, denying said application.

Respectfully,

SIGNED *Wm. J. Beall*
Acting Commissioner.

2 Incl. 23-1088.

Through the
Commissioner of Indian Affairs.

I.T.D. 5x
5124, 5154, 5164, 5176-07.

KM.PHE.LRS.

DEPARTMENT OF THE INTERIOR,

WASHINGTON, March 1, 1907.

Direct.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

In accordance with the approved opinion of the Assistant Attorney-General of February 28, 1907, in the case of James B. Hamblin, et al., a copy of which has been sent you, your decisions in the following Choctaw enrollment cases adverse to the applicants are hereby affirmed, viz:

Title of case.	Date of your letter of transmittal.
Joseph Birlew,	December 21, 1906.
Karl Wilson,	February 7, 1907.
Kate Turner (Intermarried)	January 21, 1907.
Will Johnson Turner, Margaret	
Jessy Turner and Mamie Cede Turner,	December 24, 1906.

Copies of Indian Office letters submitting your reports and recommending that the decisions be approved, are inclosed.

A copyhereof and the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse E. Wilson,

Assistant Secretary.

4 inc. and 3 to Ind. Of.
A.F.Mc.
3-2-07.

I.T.D. 2/
5124, 5134, 5166, 5176-07.

KL.FHE.LRS.

DEPARTMENT OF THE INTERIOR,

WASHINGTON, March 1, 1907.

Direct,

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

In accordance with the approved opinion of the Assistant Attorney-General of February 28, 1907, in the case of James B. Hamblin, et al., a copy of which has been sent you, your decisions in the following Cheatew enrollment cases adverse to the applicants are hereby affirmed, viz:

Title of case.	Date of your letter of transmittal.
Joseph Birlow,	December 21, 1906.
Earl Wilson,	February 7, 1907.
Kate Turner (Intermarried)	January 21, 1907.
Will Johnson Turner, Margaret	
Jessie Turner and Mamie Ocie Turner,	December 24, 1906.

Copies of Indian Office letters admitting your reports and recommending that the decisions be approved, are inclosed.

A copyhereof and the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

James E. Wilson,

Assistant Secretary.

4 incs and 2 to Ind. Of.
A.F.No.
3-2-07.

I.T.S. 24
5124, 5154, 5160, 5176-07.

HM.FHB.LRS.

DEPARTMENT OF THE INTERIOR,

WASHINGTON, March 1, 1907.

Direct.

Commissioner to the Five Civilized Tribes,

Muskegee, Indian Territory.

Sir:

In accordance with the approved opinion of the Assistant Attorney-General of February 28, 1907, in the case of James B. Hamblin, et al., a copy of which has been sent you, your decisions in the following Chectaw enrollment cases adverse to the applicants are hereby affirmed, viz:

Title of case.	Date of your letter of transmittal.
Joseph Birlew,	December 21, 1906.
Earl Wilson,	February 7, 1907.
Kate Turner (Intermarried)	January 21, 1907.
Will Johnson Turner, Margaret	
Jessie Turner and Mamie Osie Turner,	December 24, 1906.

Copies of Indian Office letters admitting your reports and recommending that the decisions be approved, are inclosed.

A copyhereof and the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

James H. Wilson,

Assistant Secretary.

4 inc. and 5 to Ind. Of.
A.P.M.
3-2-07.

Refer in reply to the following:
Land: 12842-1906.

Copy

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,

WASHINGTON, February 23, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of Joseph Birlew as a citizen of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated December 21, 1906, adverse to the applicant.

The record shows that on May 21, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Joseph Birlew as a citizen of the Choctaw Nation. The record further shows that Joseph Birlew was born on August 26, 1905, and is the son of Stephen Birlew and Rebecca Birlew, whose names appear on the final roll of citizens by intermarriage of the Choctaw Nation.

Under the provisions of the act of Congress of April 26, 1906 (34 Stat.L.137), as amended by the Act of June 21, 1906 (34 Stat.L.325), the Office concurs in the decision of the Commissioner to the Five Civilized Tribes denying the enrollment of Joseph Birlew as a citizen of the Choctaw Nation.

Very respectfully,

O.F. Larrabee,
Acting Commissioner.

KEM-D.

Refer in reply to the following:
Land: 12842-1906.

Copy

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,

WASHINGTON, February 23, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of Joseph Birlew as a citizen of the Chectaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated December 21, 1906, adverse to the applicant.

The record shows that on May 21, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Joseph Birlew as a citizen of the Chectaw Nation. The record further shows that Joseph Birlew was born on August 26, 1905, and is the son of Stephen Birlew and Rebecca Birlew, whose names appear on the final roll of citizens by intermarriage of the Chectaw Nation.

Under the provisions of the act of Congress of April 26, 1906 (34 Stat.L.137), as amended by the Act of June 21, 1906 (34 Stat.L.325), the Office concurs in the decision of the Commissioner to the Five Civilized Tribes denying the enrollment of Joseph Birlew as a citizen of the Chectaw Nation.

Very respectfully,

G.F. Larrabee,

Acting Commissioner.

HM-D.

Refer in reply to the following:
Land: 12842-1906.

Copy

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,

WASHINGTON, February 23, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of Joseph Birlew as a citizen of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated December 21, 1906, adverse to the applicant.

The record shows that on May 21, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Joseph Birlew as a citizen of the Choctaw Nation. The record further shows that Joseph Birlew was born on August 26, 1905, and is the son of Stephen Birlew and Rebecca Birlew, whose names appear on the final roll of citizens by intermarriage of the Choctaw Nation.

Under the provisions of the act of Congress of April 26, 1906 (34 Stat.L.157), as amended by the Act of June 21, 1906 (34 Stat.L.328), the Office concurs in the decision of the Commissioner to the Five Civilized Tribes denying the enrollment of Joseph Birlew as a citizen of the Choctaw Nation.

Very respectfully,

G.F. Larrabee,
Acting Commissioner.

XHM-D.

23-1063

Muskegee, Indian Territory, May 11, 1907.

Stephen Birlew

Garvin, Indian Territory.

Dear Sir:

You are hereby advised that on March 1, 1907, the Secretary of the Interior affirmed the decision of the Commissioner to the Five Civilized Tribes, rendered December 21, 1906, denying the application for the enrollment of Joseph Birlew as a citizen of the Choctaw Nation.

Respectfully,

Commissioner.

25-1085

Muskogee, Indian Territory, May 11, 1907.

Mansfield, McMurray & Cornish,
Attorneys for Chectaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 1, 1907,
the Secretary of the Interior affirmed the decision of the
Commissioner to the Five Civilized Tribes, rendered December
21, 1906, denying the application for the enrollment of
Joseph Birlaw as a citizen of the Chectaw Nation.

Respectfully,

Commissioner.

Choctaw Minor 1086

Jesse Bollinger

Bertha Bollinger

Simon Bollinger

Pinkie Bollinger

See Petition #W-175

N 1086

1086

MINOR
CHOCTAW
ENROLLMENT

Jesse Bollinger
Bertha Bollinger
Simon Bollinger
Pinkie Bollinger

See Petition # W-175

As Citizen of the
CHOCTAW NATION
Act of Cong
Approved April 26. 1906

1086

NEW BORN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 20, 1906.

Jesse Ballinger.....

as a citizen of

Choctaw..... Nation.

Approved..... 190...

Commissioner.

Born Nov. 9, 1897

Act of Congress approved April 26, 1906.

Department of the Interior

Commissioner to the Five Civilized Tribes .

F I L E L Jun 23 1906

(Signed) Commissioner
Choctaw

Received Jun 2 1906
5802

23-1000

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Jesse Bollinger, born on the 9th day of Nov. 1897.
[Here insert name of child]
Name of Father: R. E. Ballinger a citizen of the U.S. Nation.
Name of Mother: Ella Balnger a citizen of the Choctaw Nation by
Intermarriage
Tribal enrollment of father. Tribal enrollment of mother. Choctaw
Postoffice. Boswell I.T.

AFFIDAVIT OF MOTHER. Dead.

UNITED STATES OF AMERICA, Indian Territory, } Affidavit of father
District. }

I, R. E. Ballinger on oath state that I am 36
years of age and a citizen by of the United States Nation;
was husband Ella Balnger Decent was
that the lawful wife of Ella Balnger Decent, who is a citizen, by
Intermarriage of the Choctaw Nation; that a Male child was
born to me on 9th day of November 1897; that said child has been named
Jesse Ballinger and was living March 4, 1906.

(SEAL)

R. E. Ballinger

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 22nd day of May 1906.

My Com exp Jan 27 1910

(Signed) G. W. Johnson
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, R. C. Bills, a M.D., on oath state that I
attended on Ella Balnger, wife of R. E. Ballinger
on the 9th day of Nov. 1897; that there was born to her on said date a Male
child; that said child was living March 4, 1906, and is said to have been named
Jesse Ballinger.

R. C. Bills

WITNESSES TO MARK:

[Must be Two
Witnesses]

(SEAL)

Subscribed and sworn to before me this 30th day of May 1906.

W. E. Laricy

My Commission expires July 9, 1908.

Notary Public.

NEW BORN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

..... Bertha Ballinger

as a citizen of

..... Choctaw Nation.

Approved..... 190...

.....
Commissioner.

Born April 1, 1899

Act of Congress approved April 26, 1906.

Department of the Interior
Commissioner to the Five Civilized Tribes.

FILED Jun 16 1906.
(Signed) Commissioner:

Choctaw

Received Jun 2 1906

5802

23-10-16

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Bertha Ballinger, born on the 1st day of April, 1899.
[Here insert name of child]
Name of Father: R. E. Ballinger a citizen of the U. S. Nation.
Name of Mother: Ella Balinger a citizen of the Choctaw Nation.
Intermarriage
Tribal enrollment of father: Tribal enrollment of mother: Choctaw.
Postoffice: Boswell, Indian Territory

AFFIDAVIT OF MOTHER. Dead.

UNITED STATES OF AMERICA, Indian Territory, } Affidavit of father
Central District. }

I, R. E. Ballinger, on oath state that I am 36
years of age and a citizen by United States Nation;
was husband WAS
that ~~was~~ the lawful wife of Ella Balinger decent, who ~~is~~ a citizen, by
Intermarriage of the Choctaw Nation; that a Female child was
[Male or Female]
born to me on 1st day of April, 1899; that said child has been named
Bertha Ballinger, and was living March 4, 1906.

R. E. Ballinger

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 22 day of May, 1906.

G. W. Johnson

Notary Public.

(SEAL) my com exp Jan 2 1910

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, R. C. Bills, a M. D., on oath state that I
attended on Ella Balinger, wife of R. E. Ballinger,
on the 1st day of April, 1899; that there was born to her on said date a Female
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named Bertha
Ballinger.

R. C. Bills

WITNESSES TO MARK:

(SEAL)

[Must be Two
Witnesses]

Subscribed and sworn to before me this 30th day of May, 1906.

(SEAL)

My Commission expires July 9, 1908.

W. E. Larley

Notary Public.

NEW BORN

190

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

.....Simon Ballinger.....

as a citizen of

.....Choctaw..... Nation.

Approved..... 190...

.....
Commissioner.

Born May 17, 1901

Act of Congress approved April 26, 1906

Department of the Interior
Commissioner to the Five Civilized Tribes

F I L E D Jun 16 1906

(Signed) Commissioner

Choctaw

Received Jun 2 1906
5802

25-10864

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the..... Choctaw..... Nation,
of ... Simon Ballinger....., born on the 17th day of May..... 1901..
[Here insert name of child]
Name of Father: R. E. Ballinger..... a citizen of the..... U.S..... Nation
Name of Mother: Ella Balinger..... a citizen of the Choctaw..... by
Intermarriage..... Nation.
Tribal enrollment of father..... Tribal enrollment of mother..... Choctaw.....
Postoffice..... Boswell, Ind. Ter.....

AFFIDAVIT OF MOTHER. Dead

UNITED STATES OF AMERICA, Indian Territory, }
..... District. }

Affidavit of Father

I, R. E. Ballinger..... on oath state that I am..... 36.....
years of age and a citizen by..... of the..... United States..... Nation;
was husband.....
that I ~~am~~ the lawful ~~husband~~ of..... Ella Balinger....., who is a citizen, by
Intermarriage..... of the..... Choctaw..... Nation; that a Male..... child was
[Male or Female]
born to me on..... 17th..... day of..... May..... 1901; that said child has been named
Simon Ballinger..... and was living March 4, 1906.

(SEAL)

R. E. Ballinger.....

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this..... 22..... day of..... May..... 1906.

My com exp Jan 2 1910

G. W. Johnson.....

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
..... Central..... District. }

I, Nannie Buckhaman..... a Midwife..... on oath state that I
attended on..... Ella Balinger....., wife of..... R. E. Ballinger.....
on the..... 17th..... day of..... May..... 1901; that there was born to her on said date a Male.....
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named..... Simon.....
Ballinger.....
Nannie Buckhaman.....

WITNESSES TO MARK:

[Must be Two
Witnesses]

(SEAL)

Subscribed and sworn to before me this..... 20..... day of..... May..... 1906.

My Com exp Jan 2 1910.

G W Johnson.....

Notary Public.

NEW BORN

189

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

...Pinkie Ballinger.....

as a citizen of

...Choctaw..... Nation.

Approved..... 190...

.....
Commissioner.

Born Jan 3, 1904.

Act of Congress approved April 26, 1906.

Department of the Interior

Commissioner to the Five Civilized Tribes.

F I L E D Jun 16 1906

(Signed) Commissioner.

Choctaw

Received Jun 2 1906.

5802

BIRTH AFFIDAVIT

199

23-1096

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS. APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Pinkie Ballinger, born on the 3 day of Jan, 1904.
(Here insert name of child)
Name of Father: R. E. Ballinger a citizen of the U.S. Nation.
Name of Mother: a citizen of the Choctaw Nation by
Intermarriage
Tribal enrollment of father: Tribal enrollment of mother: Choctaw
Postoffice: Bozwell Ind Ter.

AFFIDAVIT OF MOTHER. Dead

UNITED STATES OF AMERICA, Indian Territory,
Central District.

Affidavit of Father

R. E. Ballinger on oath state that I am 36
years of age and a citizen by of the United States Nation;
was husband
that I ~~was~~ the lawful ~~wife~~ Ella Ballinger Decent was
Intermarriage of the Choctaw Nation; that a Female child was
born to me on 3 day of January, 1904; that said child has been named
Pinkie Ballinger and was living March 4, 1906.

R. E. Ballinger

WITNESSES TO MARK:

(SEAL)

[Must be Two
Witnesses]Subscribed and sworn to before me this 22 day of May, 1906.G. W. Johnson

My Com exp Jan 2, 1910

Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Jas. H. Powell, a Physician, on oath state that I
attended on Ella Ballinger, wife of R. E. Ballinger
on the 3 day of Jany, 1904; that there was born to her on said date a Female
child; that said child was living March 4, 1906, and is said to have been named Pinkie
Ballinger

Jas H. Powell M.D.

WITNESSES TO MARK:

(SEAL)

[Must be Two
Witnesses]Subscribed and sworn to before me this 25 day of May, 1906.H. P. Garrettin and for Lamar Co Texas

Notary Public.

Registry receipt attached to original.

Jesse Bolinger et al, petitioners.

vs.

Choctaw & Chickasaw Nations,
defendants.

I, Thos. Norman, do solemnly swear that I served a true and correct, perfect and literal copy of the petition in the above styled case to which this affidavit is attached, on Mansfield, McMurray & Gornish on February 8, 1906, by registering the said copy to them addressed to them at South McAlester, and that the registry receipt hereto attached was issued on said registration.

(Signed) Thos Norman.

Subscribed and sworn to before me this the 20th day of February 1906. (SEAL)

Commission expires
Jany 27th 1910

(Signed) J. L. Riggin
Notary Public.

Armore, Southern Dist.
I. T.

Remittory receipt attached to original.

Department of the Interior,
Commissioner to the Five Civilized Tribes.

Jessie Bolinger et al, petitioners.	1	
vs.	1	Petition for identification
Choctaw & Chickasaw Nations,	1	and enrollment.
defendants.	1	

Come now petitioners herein, Jessie Bolinger, Bertha Bolinger, Pinkie Bolinger, and Simon Bolinger, minors, by and through their father R. E. Bolinger, as their natural guardian, and respectfully state that they and each of them are citizens of the Choctaw Nation, and as such citizens are entitled to be identified and enrolled on the rolls of said nation, and to the enjoyment of all the rights, privileges and immunities of any other citizen of said nation.

As grounds therefor, they allege that their Mother, Ella Bolinger, now deceased, white woman whose maiden name was Ella Winn, married a citizen of said nation by blood named Willie Ward, on or about the 5 day of Feb. 1894; that both parties thereto were residents of said Nation, and the marriage was in accordance with the laws of said nation; that by virtue of said marriage, petitioners mother, the said Ella Ward, then and there became a member of said nation by marriage; that she has continued to be such citizen of said nation at all times since then, and continued at all times since then to reside in said nation; that their said mother is an enrolled member of said nation, and her enrollment has been approved.

Petitioners further state that the said Willie Ward died on or about the 15th day of August, 1894, and that there afterwards the their said mother, Ella Ward, married R. E. Bolinger, on or about the 4th day of Jan 1898, R. E. Bolinger, being a white man; that your four petitioners herei are the legitimate issue of this latter marriage, and were born in said nation of a mother who at that time and at all subsequent times was a citizen thereof, owing to same immediate allegiance; that petitioners are now living in said nation, and the first named is 7 years old; the second 6 years old, the third 1 year old, and the fourth 4 years old; that these children are citizens of the same nation their mother was, she being now deceased, and they owe allegiance to the same nation, the Choctaw Nation.

Application was made to the Commission to the Five Civilized Tribes at Atoka on or about the day of 98, or 99, for the enrollment of the two oldest of petitioners; but the Commission refused to assume jurisdiction over them; and no application was made for the two younger because the Commission stated they would not assume jurisdiction over them.

Wherefore, petitioners pray to be identified and enrolled as citizens of the Choctaw Nation and for any and all other proper relief.

(Signed) Robert R. Lee

(Signed) Thos. Norman

Attorneys for petitioners.

I, R. E. Bolinger, do solemnly swear that the facts and statements contained in the above petition are true.

(Signed) R. E. Bollinger

(SEAL) subscribed and sworn to before me this January 30th, 1906.

(Signed) J. R. Armstrong.
Notary Public.

23-1086.

W-175.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Hold

In the matter of the application for the enrollment of Jesse, Bertha, Simon and Pinkie Bollinger as citizens of the Choctaw Nation.

D E C I S I O N.

It appears from the record herein that on June 2, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Jesse Bollinger, Bertha Bollinger, Simon Bollinger and Pinkie Bollinger as citizens of the Choctaw Nation, under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

Under the regulations adopted by said Commissioner, on January 2, 1906, a petition was filed on March 2, 1906, praying for the enrollment of said applicants as citizens of the Choctaw Nation.

It further appears from the record herein and from the records of this office that the said applicants, Jesse Bollinger, Bertha Bollinger, Simon Bollinger and Pinkie Bollinger, were born November 9, 1897, April 1, 1899, May 17, 1901 and January 8, 1904, respectively, and are the children of Ella Bollinger, whose name appears opposite number 1156 on the final roll of citizens by intermarriage of the Choctaw Nation, approved by the Secretary of the Interior November 16, 1904, and R. E. Bollinger, a non citizen and non applicant either for enrollment as a citizen of the Choctaw Nation or for identification as a Mississippi Choctaw.

I am of the opinion that the applicants, Jesse Bollinger, Bertha Bollinger, Simon Bollinger and Pinkie Bollinger are not entitled to enrollment as citizens of the Choctaw Nation and that the application and petition made for their enrollment as such should be denied in accordance with the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137) as amended by the Act of Congress approved June 21, 1904 (Public No. 208) and it is so ordered.

[Signature]
Commissioner.

Muskogee, Indian Territory.

DEC. 24 1906

23-1086.
W-175.

COPY.

Muskogee, Indian Territory, December 24, 1906.

R. B. Bellinger,

Nowell, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 24, 1906, denying the applications and petition for the enrollment of Jesse Bellinger, Bertha Bellinger, Simon Bellinger and Pinkie Bellinger as citizens of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Wm. O. Beall
Acting Commissioner.

Encl. 23-1086.

Registered.

23-1086.
W-175.

COPY

Muskogee, Indian Territory, December 24, 1906.

Thomas Norman,

Attorney at Law,

Armore, Indian Territory.

Dear Sir:

You are hereby notified that on December 24, 1906, the Commissioner to the Five Civilized Tribes rendered his decision denying the applications and petition for the enrollment of Jesse Bollinger, Bertha Bollinger, Simon Bollinger and Pinkie Bollinger as citizens of the Cheate Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Wm. D. Beall

Acting Commissioner.

Registered.

23-1086.

V-270

COPY.

Muskegee, Indian Territory, December 24, 1906.

Robert E. Lee,

Attorney at Law,

Armore, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 24, 1906, denying the applications and petition for the enrollment of Jesse Bollinger, Bertha Bollinger, Simon Bollinger and Pinkie Bollinger as citizens of the Cheetaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Wm. O. Peall

Acting Commissioner.

Incl. 23-1086.

Registered.

25-1086.
W-175.

COPY.

Muskogee, Indian Territory, December 24, 1906.

Mansfield, McMurray & Cornish,

Attorneys for the Chectaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commission to the Five Civilized Tribes, rendered December 24, 1906, denying the applications and petition for the enrollment of Jesse Bellinger, Bertha Bellinger, Simon Bellinger and Pinkie Bellinger as citizens of the Chectaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Wm. O. Beall
Acting Commissioner.

Incl. 25-1086.

COPY

Muskogee, Indian Territory, December 24, 1906.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the applications and petition for the enrollment of Jesse Bollinger, Bertha Bollinger, Simon Bollinger and Pinkie Bollinger as citizens of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, rendered December 24, 1906, denying said applications and petition.

Respectfully,

Wm. O. Beall
Acting Commissioner.

2 Incl.

Through the
Commissioner of Indian Affairs.

IRS

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

J. F.
MIL.

DO-18435-1907.

I. E. D. 4984, 4986, 4988, 4990, 5000-07.

5010, 5014, 5112, 5118, 5119.

5012, 5014, 5016, 5018, 5019.

5044, 5048.

March 1, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,

Washington, Indian Territory.

Sir:

Your decisions in the following Cheater enrollment cases adverse to the applicants are hereby affirmed, viz:

Title of case	Date of your letter of transmittal.
Bern Anderson (or Teentha)	February 9, 1907
Hattie Evans, et al.	January 16, 1907
Marvin R. Stanphill and Ada M. Stanphill.	January 9, 1907
Wala Gladys Beach.	January 16, 1907
John Keaton, et al.	January 16, 1907
Okla Vivian Belling.	December 1, 1906
Edward Naifah.	December 1, 1906
Robert Lee Nolan, et al., (Freeman)	February 9, 1907
Harvey Stever and Hazel Stever,	January 4, 1907
Harry Hanson, (Freeman)	January 10, 1907
Frank Rynn.	January 28, 1907
Ira T. Brown.	January 10, 1907
Richard Gilbert, (Freeman)	February 9, 1907
Hattie Alice and Wm. Robert Strickland,	January 4, 1907
Henty Samlers.	December 1, 1906
Reoline G. Adams, et al., (Wid. Mrs.)	January 28, 1907
Jesse Ballinger, et al.,	December 24, 1906

Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed, are inclosed.

A copy herewith and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

James H. Wilson,

Assistant Secretary.

12 inc. and 34 per Ind. Off.

AMC
5-1-07

-Copy-

dc
DC-12435-1907
Land.
112837-1906

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 25, 1907.

The Honorable,
The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of Jesse Bollinger, Bertha Bollinger, Simon Bollinger and Pinkie Bollinger as citizens of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated December 24, 1906, adverse to the applicants.

The record shows that on June 2, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of the applicants herein as citizens of the Choctaw Nation. The record further shows that the applicants are the children of Ella Bollinger, whose name appears on the final roll of citizens by intermarriage of the Choctaw Nation, and R. E. Bollinger, a non-citizen. Under the provisions of the Act of Congress approved April 26, 1906 (34 Stat. L., 137), as amended by the Act of June 21, 1906 (34 Stat. L., 325), the Office concurs in the decision of the Commissioner to the Five Civilized Tribes denying the enrollment of the applicants herein as citizens of the Choctaw Nation.

Very respectfully,

C. F. Larrabee,
Acting Commissioner.

MEM-D

23-1086
W-178

Muskogee, Indian Territory, March 29, 1907.

M. B. Bollinger,

Bogwell, Indian Territory,

Dear Sir:

You are hereby advised that on March 1, 1907, the Secretary of the Interior affirmed the decision of this office of December 24, 1906, denying the application and petition for the enrollment of Jesse Bollinger, Bertha Bollinger, Simon Bollinger and Finkie Bollinger as citizens of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

23-1036
W-178

Muskogee, Indian Territory, March 20, 1907.

Thomas Herman,

Attorney at Law,

Ardmore, Indian Territory,

Dear Sir:

You are hereby advised that on March 1, 1907, the Secretary of the Interior affirmed the decision of this office of December 24, 1906, denying the application and petition for the enrollment of Jesse Bollinger, Bertha Bollinger, Simon Bollinger and Pinkie Bollinger as citizens of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

23-1068
W-178

Muskogee, Indian Territory, March 29, 1907.

Robert B. Lee,
Attorney at Law,
Armore, Indian Territory,

Dear Sir:

You are hereby advised that on March 1, 1907, the Secretary of the Interior affirmed the decision of this office of December 24, 1906, denying the application and petition for the enrollment of Jesse Bollinger, Bertha Bollinger, Simon Bollinger and Pinkie Bollinger, as citizens of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

25-1086
W-175

Muskogee, Indian Territory, March 29, 1907.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 1, 1907, the Secretary of the Interior affirmed the decision of this office of December 24, 1906, denying the application and petition for the enrollment of Jesse Bollinger, Bertha Bollinger, Mimen Bollinger and Pinkie Bollinger as citizens of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

7-5302

Muskogee, Indian Territory, June 15, 1906.

R. E. Bollinger,

Roswell, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of R. E. Bollinger and R. C. Bills to the birth of Bertha Bollinger, child of R. E. Bollinger and Ella Bollinger, April 1, 1899; affidavits of R. E. Bollinger and Mamie Buchanan to the birth of Simon Bollinger, child R. E. and Ella Bollinger, May 17, 1901; also affidavits of R. E. Bollinger and James V. Powell to the birth of Pinkie Bollinger, child of R. E. Bollinger and Ella Bollinger, January 3, 1904.

Respectfully,

Commissioner.

7-5802

Muskogee, Indian Territory, June 22, 1906.

R. B. Bollinger,

Boswell, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of R.
B. Bollinger and R. C. Bille to the birth of Jesse Bollinger, child
of R. B. and Ella Bollinger, November 9, 1897.

Respectfully,

Commissioner.

**MINOR
Application**

No. 100

for Enrollment of

Jess. Bollinger

Bollinger

Simons

Penke

**as Citizen of the
CHOCTAW NATION.**

Act of Congress Approved April 26, 1906.

Choctaw Minor 1087

Fannie Pearl Beagles
Eula Beatrice Beagles
Pauline Beagles

M 1087

1087

MINOR
CHOCTAW
ENROLLMENT

FANNIE PEARL BEAGLES
ZULA BEATRICE "
PAULENE "

As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26, 1906

Decision Rendered DEC 20 1906

REFUSED DEC

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations DEC 21 1906

COPY OF DECISION FORWARDED
APPLICANT

RECORD FORWARDED DEPARTMENT

ACTION APPROVED BY
SECRETARY OF INTERIOR FEB 26 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations Apr 5 1907

Notice of Departmental
Action mailed applicant APR 5 1907

1087

NEW BORN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

... Fannie Pearl Beagles.....

as a citizen of

... Choctaw..... Nation.

Approved..... 190...

.....
Commissioner.

Born Aug. 29, 1899

Act of Congress approved April 26, 1906.

Department of the Interior
Commissioner to the five civilized tribes.

F I L E D Jul 23, 1906

(Signed) Commissioner.

Choctaw

Received July 10 1906
5952.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Fannie Pearl Beagles, born on the 29th day of Aug. 1899.
(Here insert name of child)
Name of Father: Allen Beagles a citizen of the Choctaw Nation.
Name of Mother: Lena Beagles a citizen of the _____ Nation.
Tribal enrollment of father: Choctaw. Intermarried to Anna Graham Choctaw by blood.
Postoffice: Mannsville, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District District. }
I, Lena Beagles, on oath state that I am 31
years of age and a citizen by _____, of the United States Nation;
that I am the lawful wife of Allen Beagles, who is a citizen, by
marriage, of the Choctaw Nation; that a Female child was
(Male or Female)
born to me on 29th day of Aug. 1899; that said child has been named
Fannie Pearl Beagles and was living March 4, 1906.
Lena Beagles.

WITNESSES TO MARK:

(SEAL) {
[Must be Two Witnesses] {

Subscribed and sworn to before me this 9th day of July 1906.

Geo D Wilkes

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, ~~Indian Territory~~
County of ~~Indian Territory~~ State of ~~Indian Territory~~ Texas.

I, J. C. Rice, a physician, on oath state that I
attended on Mrs. Lena Beagles, wife of Allen Beagles
on the 29th day of Aug. 1899; that there was born to her on said date a Female
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named Fannie Pearl
Beagles.

(SEAL) J. C. Rice M. D.

WITNESSES TO MARK:

[Must be Two Witnesses] { D. Davis
Clyde Key

Subscribed and sworn to before me this the 5th day of July 1906.

F. M. Ready, J. P. and

Ex officio Notary Public.
Lenton Co Texas

NEW BORN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

....Eula Beatrice Beagles.....

as a citizen of

....Choctaw..... Nation.

Approved..... 190...

.....
Commissioner.

Born June 24, 1903.

Act of Congress approved April 26, 1906.

Department of the Interior
Commissioner to the Five Civilized Tribes.

F I L E D Jul 23, 1906

(Signed) Commissioner.

Choctaw

Received Jul 10 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 29, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Eula Beatrice Beagles, born on the 24 day of June 1903.
(Here insert name of child)
Name of Father: Allen Beagles, a citizen of the Choctaw Nation.
Name of Mother: Lena Beagles, a citizen of the Choctaw Nation.
to Annie Graham Choctaw by blood
Tribal enrollment of father: Choctaw Intermarried ~~XXXXXX~~
Postoffice: Mannsville, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Southern District.

I, Lena Beagles, on oath state that I am 31
years of age and a citizen by of the United States Nation;
that I am the lawful wife of Allen Beagles, who is a citizen, by
Marriage, of the Choctaw Nation; that a female child was
(Male or Female)
born to me on 24 day of June 1903; that said child has been named
Eula Beatrice and was living March 4, 1906.

Lena Beagles

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 9th day of July 1906.

(SEAL)

Geo. D. Wilkes

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Southern District.

I, O. Wood, a Physician, on oath state that I
attended on Mrs. A. Beagles, wife of A. Beagles
on the 24th day of June 1903; that there was born to her on said date a Girl
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named Eula Beatrice Beagles

O. Wood, M. D.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 9th day of July 1906.

(SEAL)

My Commission expires Feby 1906

Geo. D. Wilkes

Notary Public.

NEW BORN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

.....Paulina Beagles.....

as a citizen of

.....Choctaw..... Nation.

Approved..... 190...

.....
Commissioner.

Born Sept. 9, 1905

Act of Congress approved April 26, 1906.

Department of the Interior

Commissioner to the Five Civilized Tribes.

F I L E D Jul 23, 1906

(SIGNED) Commissioner.

Received Jul 10 1906

Choctaw

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1904.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the... Choctaw... Nation,
of Pauline Beagles....., born on the 9th day of Sept..... 1905.
[Here insert name of child]
Name of Father: Allen Beagles..... a citizen of the... Choctaw... Nation.
Name of Mother: Lena Beagles..... a citizen of the... Choctaw... Nation.
Tribal enrollment of father Choctaw. Intermarried to Anna Graham Choctaw by blood.
Postoffice... Mannsville I. T.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
..... Southern..... District. }

I, Lena Beagles....., on oath state that I am... 31.....
years of age and a citizen by..... of the... United States... Nation;
that I am the lawful wife of... Allen Beagles....., who is a citizen, by
marriage....., of the... Choctaw... Nation; that a Female... child was
born to me on... 9th... day of... Sept....., 1905.; that said child has been named
Pauline Beagles..... and was living March 4, 1906.

Lena Beagles

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this... 9th... day of... July... 1906.
(SEAL)

Geo. D. Wilkes

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
..... Central..... District. }

I, F. A. Fannin....., a physician....., on oath state that I
attended on Lena Beagles....., wife of Allen Beagles.....
on the... 9th... day of... Sept....., 1905.; that there was born to her on said date a Female...
child; that said child was living March 4, 1906, and is said to have been named Pauline
Beagles.....

F. A. Fannin, M. D.

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this... 6... day of... July... 1906.

David W. Brown

Notary Public.

My Com Ex Feb 12, 1910.

25-1087.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Fannie Pearl Beagles, Lula Beatrice Beagles and Pauline Beagles as citizens of the Choctaw Nation.

DECISION.

It appears from the record herein that on July 10, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Fannie Pearl Beagles, Lula Beatrice Beagles and Pauline Beagles as citizens of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records of this office that the applicants Fannie Pearl Beagles, Lula Beatrice Beagles and Pauline Beagles were born August 29, 1899, June 24, 1903 and September 9, 1906, respectively, and are the children of Allen Beagles whose name appears opposite number 1486 on the final roll of citizens by intermarriage of the Choctaw Nation, approved by the Secretary of the Interior August 22, 1906, and Lena Beagles a non citizen and non applicant either for enrollment as a citizen of the Choctaw Nation or for identification as a Mississippi Choctaw.

I am of the opinion that the applicants Fannie Pearl Beagles, Lula Beatrice Beagles and Pauline Beagles are not entitled to enrollment as citizens of the Choctaw Nation and that the application for their enrollment as such should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137) as amended by the Act of Congress approved June 21, 1906 (Public No. 258), and it is so ordered.

Commissioner.

Muskogee, Indian Territory,

FILED 2 1906

23-1087

COPY

Muskogee, Indian Territory, December 21, 1906.

Allen Beagles,

Hannsville, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 21, 1906, denying the application for enrollment of Fannie Pearl Beagles, Mula Beatrice Beagles and Pauline Beagles as citizens of the Choctaw Nation.

The decision, with the proceedings in the case is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

W. R. C. B. M.
Action Commissioner.

Registered,
23-1087.

23-1087.

COPY

Muskogee, Indian Territory, December 21, 1906.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:-

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 21, 1906, denying the application for enrollment of Fannie Pearl Beagles, Lula Beatrice Beagles and Pauline Beagles as citizens of the Choctaw Nation.

The decision, with the record of proceedings in the case is this day transmitted to the Secretary of the Interior for review. The final decision will be made known to you as soon as this office is informed of the same.

Respectfully,

D. W. C. Hall
Acting Commissioner.

23-1087.

COPY

Muskogee, Indian Territory, December 21, 1906.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings in the matter of the application for the enrollment of Fannie Pearl Beagles, Lula Beatrice Beagles and Pauline Beagles as citizens of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes of December 21, 1906, denying said application.

Respectfully,

Through the
Commissioner of Indian Affairs.

21-1067.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

PHE.

I.T.D. 2632, 2672, 2740, 2900, 3204-1907.

3296, 3304, 3326, 3374, 3384, "

3394, 3412, 3446, 3452, 3480, "

3482, 3530, 3546, 3554, 3560, "

3568, 3570, 3572, 3602, 3652, "

3800, 3894, 3912, 3982, 4042, "

LRS 4054, 4112, 4116, 4148, 4194, "

4200, 4220, 4238, 4240, 4242, "

4256, 4294, 4310, 4312, "

February 26, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir :

Your decisions in the following Cherokee citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.	Date of your letter of transmittal.
Joseph E. Collins,	June 19, 1906
James B. Barnes, et al.,	June 19, 1906
Fannie M. Falconer, et al.,	June 19, 1906
Jessie Joe Turner,	June 19, 1906
Thomas Woods,	December 19, 1906
Lieta Benson,	November 4, 1906
Amy M. Hanceck, et al.,	November 15, 1906
Daisy Creekott Coleman, et al.,	September 28, 1906
Harry Guion,	October 2, 1906
Lucinda E. Hooks, et al.,	November 13, 1906
Agnes Irene Coleman, et al.,	December 20, 1906
Lillie May Fato, et al.,	December 20, 1906
Rutha Ann Ferguson,	December 20, 1906
Devie Adeline Seferth,	December 20, 1906
Andrew J. Ollar, et al.,	November 15, 1906
Nellie C. Blahely, et al.,	November 14, 1906

Title of Case.	Date of year letter of transmittal.
Overton Martin Bonds, et al.	January 14, 1907
John Lee Hunt,	December 20, 1906
Kathleen Lockett,	January 12, 1907.
Thomas Rudolph Hamlin,	December 20, 1906
Marie Dunagan,	January 12, 1907
William A. Gardner,	December 20, 1906
Sophia C. Harris, et al.,	December 20, 1906
Lease Monroe Jones,	January 12, 1907.
Bertie Cotton, et al.,	October 4, 1906
Maggie Irene Stalcup,	November 22, 1906
L. Everett Parks, et al.,	November 22, 1906
Kila Florence Cochran,	October 2, 1906
Glee Irene Cummings, et al.,	December 20, 1906
Tilden J. Smith,	November 21, 1906
Jewell Merryman,	November 21, 1906
Jim Costello, et al.,	December 21, 1906
Lottie May Nickman, et al.,	December 24, 1906
Rue Gilbert, et al.	December 21, 1906
Matilda Florence,	June 20, 1906
Mary Jane Fulson, et al.,	June 18, 1906
Lee Keck, et al.,	October 20, 1906
Magnolia Thompson,	November 21, 1906
John Hardy Sterling, et al.,	November 23, 1906
James Maberry Morse, Jr.,	January 16, 1907
James G. Shaw,	November 21, 1906
Ballie Engleman, et al.,	January 16, 1907
Fannie Pearl Beagles, et al.,	December 21, 1906
Thomas A. Fitzgerald, (Jr.)	December 21, 1906

A copy herewith and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

(Signed) Jesse E. Wilson,

Assistant Secretary.

44 Ind. and
43 for Ind. Of.

17-57

LAND
112857-1906-

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

COPY

February 19, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of Fannie Pearl Beagles, Lula Beatrice Beagles and Pauline Beagles as citizens of the Cheetaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated December 21, 1906, adverse to the applicants.

The record shows that on July 10, 1906 application was made to the Commissioner to the Five Civilized Tribes for the enrollment of these applicants as citizens by blood of the Cheetaw Nation. The record further shows that Fannie Pearl Beagles, Lula Beatrice Beagles and Pauline Beagles, were born August 29, 1899, June 24, 1903 and September 9, 1906, respectively, and are the children of Allen Beagles, whose name appears on the final roll of citizens by intermarriage of the Cheetaw Nation, approved by the Department on August 22, 1906, and of Lena Beagles, a non-citizen.

By reason of the provisions of the Act of Congress approved April 26, 1906, (34 Stat. L., 328), as amended by the Act of June 21, 1906, (34 Stat. L., 323), and following the decision of the Department of July 10, 1906, (I.T.D. 2546), in the William Jesse Baben case, the

Office concurs in the decision of Commissioner Bixby denying the enrollment of these applicants as citizens of the Cheataw Nation.

Very respectfully,

G. F. Larrabee,

Acting Commissioner.

MM-10.

23-1067

Muskogee, Indian Territory, April 5, 1907.

Allen Beagles,

Wannaville, Indian Territory.

Dear Sir:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of the Commissioner to the Five Civilized Tribes, rendered December 21, 1906, denying the application for the enrollment of Fannie Pearl Beagles, Julia Beatrice Beagles and Pauline Beagles as citizens of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

23-1087

Muskogee, Indian Territory, April 1, 1907.

Mansfield, McMurray & Gernish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 26, 1906, the Secretary of the Interior affirmed the decision of the Commissioner to the Five Civilized Tribes, rendered December 21, 1906, denying the application for the enrollment of Fannie Pearl Beagles, Mula Beatrice Beagles and Pauline Beagles as citizens of the Choctaw Nation.

Respectfully,

G. D. Rodgers,

Notary Public

7-5952

Muskogee, Indian Territory, October 23, 1906.

G. Wood,

Mansville, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of October 19, 1906, in which you state that the correct date of the birth of Eula Beatrice Beagle is June 24, 1903 as shown by your medical record.

In reply to your letter you are advised that your affidavit shows that Eula Beatrice Beagle was born June 24, 1903.

Respectfully,

Commissioner.

for Enrollment of

Fanni Pearl Hoagles.

Eula (Dedrick)

Pauline)

**as Citizen of the
CHOCTAW NATION.**

Act of Congress Approved April 26, 1906.

NOT
TAI

BY
OFF.

21

NOTICE OF DEPARTMENTAL ACTION
FORWARDED ATTORNEYS FOR CHOCTAW

APR 5 1907

APR 5 1907

Choctaw Minor 1088

John Ray Banks

M 1088

MINOR
CHOCTAW
ENROLLMENT

JOHN RAY BANKS

As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26. 1906

Decision Rendered Dec 21 1906

REFUSED DEC 21 1906

Copy of Decision forwarded
 Attorneys for Choctaw and
 Chickasaw Nations DEC 21 1906

COPY OF DECISION FORWARDED
 APPLICANT DEC 21 1906

RECORD FORWARDED DEPARTMENT

DEC 21 1906

ACTION APPROVED BY
 SECRETARY OF INTERIOR FEB 26 1907

Notice of Departmental Action
 Forwarded Attorneys for Choctaw
 and Chickasaw Nations. APR 8 1907

Notice of Departmental
 Action Mailed Applicart. APR 8 1907

NEW BORN

7-5839

190

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

...John Roy Banks.....

as a citizen of

.....Choctaw..... Nation.

Approved..... 190...

.....
Commissioner.

Born Aug. 29, 1903.

Act of Congress approved April 26, 1906.

Department of the Interior

Commissioner to the Five Civilized Tribes

F I L E D Aug 23 1906

(Signed) Tams Bixby Commissioner

Received July 25, 1906

Choctaw

5839

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the... Choctaw Nation,
of John Roy Banks , born on the 29 day of aug 1903..
[Here insert name of child]
Name of Father: ... Albert Banks a citizen of the ... Choctaw Nation.
Name of Mother: Emmer Banks a citizen of the ... us Nation.
Tribal enrollment of father: Choctaw no. 5859 Tribal enrollment of mother:
Postoffice: crowder I T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
... Central District. }

I, Emmer Banks on oath state that I am 30
years of age and a citizen by of the ... United States Nation;
that I am the lawful wife of Albert Banks , who is a citizen, by
... Intermarriage, of the ... Choctaw Nation; that a male child was
[Male or Female]
born to me on 29 day of aug 1903 ; that said child has been named
... John Roy Banks and was living March 4, 1906.
her
Emmer x Banks
mark

WITNESSES TO MARK:

[Must be Two] { W. A. Hatfield
Witnesses { elzina goodman (SEAL)

Subscribed and sworn to before me this 25 day of July 1906.

J. H. Bustow

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
... Central District. }

I, Elzina Goodman a State on oath state that I
attended on Emmer Banks wife of albert Banks
on the 29 day of aug 1903 ; that there was born to her on said date a male
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named John Roy Banks
.....
elzina goodman

WITNESSES TO MARK:

[Must be Two] {
Witnesses {
.....

Subscribed and sworn to before me this 25 day of July 1906.

J. H. Bustow

Notary Public.

(SEAL)

23-1088.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
John Roy Banks as a citizen of the Choctaw Nation.

DECISION.

It appears from the record herein that on July 26, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of John Roy Banks as a citizen of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records of this office that the applicant John Roy Banks was born August 29, 1903, and is the son of Albert Banks whose name appears opposite number 1191 on the final roll of citizens by intermarriage of the Choctaw Nation, approved by the Secretary of the Interior November 16, 1904, and Emma Banks a non citizen and non applicant either for enrollment as a citizen of the Choctaw Nation or for identification as a Mississippi Choctaw.

I am of the opinion that the applicant John Roy Banks is not entitled to enrollment as a citizen of the Choctaw Nation and that the application for his enrollment as such should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137) as amended by the Act of Congress approved June 21, 1906 (Public No. 266), and it is so ordered.

Commissioner.

Muskogee, Indian Territory,

DEC 21 1906

23-1088

Muskogee, Indian Territory, December 21, 1906.

Albert Banks,

Crowder Indian Territory.

Dear Sir:

Inclosed herewith you find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 21, 1906, denying the application for enrollment of John Roy Banks as a citizen of the Choctaw Nation.

The decision, with the proceedings in the case is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Wm. O. Beall
Acting Commissioner.

Registered
23-1088.

REFER IN REPLY TO THE FOLLOWING:

23-1088

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

COPY

Muskogee, Indian Territory, December 21, 1906.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 21, 1906, denying the application for enrollment of John Roy Banks as a citizen of the Choctaw Nation.

The decision, with the proceedings in the case is this day transmitted to the Secretary of the Interior for review. The final decision will be made known to you as soon as this office is informed of the same.

Respectfully,

Registered. 23-1088.

Wm. C. Dwyer
Acting Commissioner.

Copy
Muskegee, Indian Territory, December 21, 1906.

The Honorable,
the Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings in the matter of the application for enrollment of John Ray Banks as a citizen of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes of December 21, 1906, denying said application.

Respectfully,

Through the
Commissioner of Indian Affairs,

Wm. C. C. 311
Acting Commissioner.

23-1006)

D.C. 11792.

L.R.E.

March

J.P.

C.L.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

L. E. R.

4380, 4348, 4360, 4370, 4376,
4378, 4382, 4400, 4404, 4410,
4412, 4418, 4420, 4440, 4448,
4452, 4456, 4514, 4522, 4524,
4530, 4532, 4570, 4582, 4584,
4590-1907.

21240, 21262, 21280, 21282,
24144, 24146, 24162, 24164,
24570-1904.

February 24, 1907.

Commissioner to the Five Civilized Tribes,

Wading, Indian Territory.

Sir:

Your decision in the following Cherokee citizenship cases referred to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are enclosed:

Title of Case.	Date of Your Letter of Transmittal.
John Ray Benson.	December 21, 1906.
Marie Evelyn Bryant.	December 21, 1906.
Frank Palmer Jones.	October 20, 1906.
Joseph Galloway.	October 20, 1906.
Harry Hartman, (Freedom).	June 20, 1906.
Ada Simms.	November 20, 1906.
Isabella Gage et al. (Freedom).	June 13, 1906.
Layman Gage, (Miss. Gage).	January 21, 1907.
E. Gage, (Miss. Gage).	January 21, 1907.
Sam R. Williams, et al. (Miss. Gage).	January 21, 1907.
James Edwards.	November 20, 1906.
Samuel McDonald et al.	November 20, 1906.
Gilbert Pincushin.	November 20, 1906.
Veta E. Hager et al.	November 20, 1906.
Flores Savannah Haldin.	November 20, 1906.
Benjamin Franklin Haldin.	November 20, 1906.
Jessie Washington (Freedom).	November 20, 1906.
Henry Lee Lane.	December 21, 1906.
Edward Franklin Burney.	December 20, 1906.

A. F. No.
2-27-07.

Title of Case.	Date of year Letter of Transmittal.
Charles Premier (Freedom),	June 12, 1906.
Joe Gardner (Freedom),	June 12, 1906.
Matie Graham (Freedom),	June 9, 1906.
Emory Washington (Freedom),	June 12, 1906.
Willie Arrena Mays,	December 20, 1906.
June Edward Samers,	December 20, 1906.
Samuel Sydney Harris (Jr.),	December 20, 1906.
Glande Franklin Catlin et al.,	June 12, 1906.
Jimmie Brooks et al.,	June 12, 1906.
Bella Gardner, et al.,	August 4, 1906.
Belle Lee Walker et al.,	June 21, 1906.
Conford Stidham,	June 21, 1906.
Robert Joseph Hall,	June 21, 1906.
Georgia E. Wilson et al.,	June 21, 1906.
Ellen A. Dunn et al.,	August 12, 1906.
Savannah Miss DeLaughter et al.,	June 21, 1906.

A copy herewith and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

James E. Wilson,

Assistant Secretary.

25 incs. and 75 incs.
to Ind. Of. with copy
herewith.

A. F. No.
2-27-07.

1000

112004-1906.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

C O P Y.

February 19, 1907.

The Honorable,

The secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the application of John Reynbanks for enrollment as a citizen of the Chectaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated December 21, 1906, adverse to the applicant.

The record shows that on July 25, 1906 application was made to the Commissioner to the Five Civilized Tribes for the enrollment of this applicant as a citizen of the Chectaw Nation. The record further shows that John Rey Banks was born August 29, 1903, and is the son of Albert Banks, whose name appears on the final roll of citizens by intermarriage of the Chectaw nation, approved by the Department, November 15, 1904, and Emma Banks, a non-citizen.

In view of the provisions of the Act of Congress approved April 26, 1906, (34 Stat.L., 137), as amended by the Act of June 21, 1906, (34 Stat.L., 325), and following the decision of the Department of July 10, 1906, (I.T.D. 2348), in the William James Bacon case, the Office concurs in the decision of Commissioner Dixby denying the enrollment of John Reynbanks as a citizen of the Chectaw Nation.

Very respectfully,

C. F. Larrabee,

Acting Commissioner

HEM-10.

85-1088

Muskogee, Indian Territory, April 8, 1907.

Albert Banks,

Crowder, Indian Territory.

Dear Sir:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of December 21, 1904, denying the application for the enrollment of John Roy Banks as a citizen of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Commissioner.

23-1086

Muskogee Indian Territory, April 8, 1907.

Merrifield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of December 21, 1904, denying the application for the enrollment of John Roy Banks as a citizen of the Choctaw Nation.

Respectfully,

Eco. D. Rodgers.

Commissioner.

7-5859

Maskogee, Indian Territory, August 22, 1906.

Albert Banks,

Crowder, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Emmer Banks and Elvina Goodman to the birth of John Roy Banks, child of Albert and Emmer Banks, August 2, 1903.

Respectfully,

Commissioner.

**MINOR
Application**

No. 10

for Enrollment of

John Ray Danks

**as Citizen of the
CHOCTAW NATION.**

Act of Congress Approved April 26, 1906.

ACT APPROVED BY
SECRETARY OF INTERIOR FEB 2 1907

NOTED FOR ACTION
FORWARD FOR CHOCTAW
IND CHICKASAW

APR

07

NOT
ACT

RECEIVED

Choctaw Minor 1089

Marie Evaline Boydston

M 1089

1089

MINOR
CHOCTAW
ENROLLMENT

MARIE EVALINE BOYDSTUN

As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26, 1906

DECISION RENDERED DEC 21 1906

REFUSED DEC 21 1906

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations DEC 21 1906

COPY OF DECISION FORWARDED
APPLICANT DEC 21 1906

RECORD FORWARDED DEPARTMENT
DEC 21 1906

ACTION APPROVED BY
SECRETARY OF INTERIOR FEB 26 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nation. APR 8 1907

Notice of Departmental
Action Mailed Applicant APR 8, 1907

1039

NEW BORN MAR 31 1906

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906,

..... Maria E. Boydatun.....

as a citizen of

..... Choctaw..... Nation.....

Approved..... 190...

.....
Commissioner.

Born Feby 15 1903

ACT OF CONGRESS APPROVED APRIL 26 1906

DEPARTMENT OF THE INTERIOR

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

F I L E D APR 30 1906

(Stamped) Tams Bixby
commissioner

CHOCTAW RECEIVED APR 26 1906

7-3698

7-5929

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the... Choctaw... Nation,
 of Maria E. Boydston ⁶, born on the 15th day of Feb'y... 1903.
[Here insert name of child]
 Name of Father: George A. Boydston... a citizen of the... Choctaw... Nation.
 Name of Mother: Mary Jane Boydston... a citizen of the... Choctaw... Nation.
 Tribal enrollment of father:..... Tribal enrollment of mother:.....
 Postoffice: Cadda, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Mary Jane Boydston... on oath state that I am... 29...
 years of age and a citizen by intermarriage of the... Choctaw... Nation;
 that I am the lawful wife of George A. Boydston... who is a citizen, by
Inter Marriage of the... Choctaw... Nation; that a female child was
[Male or Female]
 born to me on 15th day of February... 1903; that said child has been named
Maria Evelyn Boydston... and was living March 4, 1904.

(Signed) Mary Jane Boydston

WITNESSES TO MARK:

(SEAL)

[Must be Two
Witnesses]Subscribed and sworn to before me this... 21... day of February... 1906.(Signed) Sol J. Homer

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, LeRoy Long... a Physician... on oath state that I
 attended on Mary Jane Boydston... wife of George A. Boydston...
 on the 15th day of February... 1903; that there was born to her on said date a... female...
[Male or Female]
 child; that said child was living March 4, 1904, and is said to have been named Mary Evelyn Boydston

(Signed) LeRoy Long

WITNESSES TO MARK:

[Must be Two
Witnesses]Subscribed and sworn to before me this... 30th... day of March... 1906.

(SEAL)

(Signed) Albert W. Long

Notary Public.

23-1089.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Marie Eveline Boydston as a citizen of the Choctaw Nation.

DECISION.

It appears from the record herein that on April 26, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Marie Eveline Boydston as a citizen of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records of this office that the applicant Marie Eveline Boydston was born February 15, 1903, and is the child of Mary Jane Boydston whose name appears opposite number 1442 on the final roll of citizens by intermarriage of the Choctaw Nation, approved by the Secretary of the Interior June 12, 1905, and George A. Boydston whose name appears opposite number 1125 upon the final roll of citizens by intermarriage of the Choctaw Nation, approved by the Secretary of the Interior November 16, 1904.

I am of the opinion that the applicant Marie Eveline Boydston is not entitled to enrollment as a citizen of the Choctaw Nation and that the application for her enrollment as such should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137) as amended by the Act of Congress approved June 21, 1906 (Public No. 268), and it is so ordered.

Commissioner.

Muskogee, Indian Territory,

1906

Muskogee, Indian Territory, December 21, 1906.

George A. Boydston,

Caddo, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 21, 1906, denying the application for enrollment of Maria Eveline Boydston as a citizen of the Choctaw Nation.

The Decision, with the proceedings in the case is this day transmitted to the Secretary of the Interior for review. The Final Decision will be made known to you as soon as this office is informed of the same.

Respectfully,

Acting Commissioner.

Registered.
23-1098.

REPLY TO THE FOLLOWING:

23-1099.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Come

Muskogee, Indian Territory, December 21, 1906.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations.

South Mc Alester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 21, 1906, denying the application for enrollment Marie Eveline Boydston as a citizen of the Choctaw Nation.

The decision, with the proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision will be made known to you as soon as this office is informed of the same.

Respectfully,

Wm. C. C.

Acting Commissioner.

Registered.
23-1099.

COMING
Muskogee, Indian Territory, December 21, 1906.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings in the matter of the application for the enrollment of Marie Evaline Boydston as a citizen of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes of December 21, 1906, declining to receive said application.

Respectfully,

Wm. O. ...
Acting Commissioner.

Through the
Commissioner of Indian Affairs.

23-1088.

W.C. 11702.
L. R. S.
BIRNEY.

J. E.
C. E.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

I. T. R.
4370, 4348, 4360, 4370, 4376,
4378, 4382, 4400, 4404, 4412,
4420, 4428, 4430, 4440, 4444,
4452, 4460, 4514, 4522, 4576,
4580, 4582, 4578, 4584, 4588,
4596-1907.
21840, 21808, 21820, 24120,
24144, 24148, 24152, 24212,
24272-1906.

February 24, 1907.

Commissioner to the Five Civilized Tribes,
Washago, Indian Territory.

Sir:

Your decisions in the following Cherokee citizenship
cases adverse to the applicants are hereby affirmed. Copies
of Indian Office letters submitting your reports and recommend-
ing that the decisions be affirmed are enclosed:

Title of Case.	Date of Your Letter of Transmittal.
John Ray Banks,	December 21, 1906.
Maria Evelyn Baydum,	December 21, 1906.
Frank Palmer Guss,	October 20, 1906.
Joseph Gaines,	October 20, 1906.
Dave Perkins, (Freedom).	June 20, 1906.
Adie Gimney,	November 20, 1906.
Isabella Guss et al. (Freedom),	June 19, 1906.
Laymon Cox, (Miss. Guss.),	January 21, 1907.
K. Dunn, (Miss. Guss.),	January 21, 1907.
Sam R. Williams, et al. (Miss. Guss.),	January 21, 1907.
James Edwards,	November 20, 1906.
Raymond McDonald et al.,	November 20, 1906.
Colbert Pionchuk,	November 27, 1906.
Veta H. Magnay et al.,	November 24, 1906.
Flora Savannah Haulin,	November 27, 1906.
Benjamin Franklin Hoag,	November 27, 1906.
Jessie Washington (Freedom),	December 21, 1906.
Mahey Lee Lane,	December 21, 1906.
Edward Franklin Barney,	December 21, 1906.

Title of Case.

**Date of your
Letter of Transmittal.**

Charles Franier (Freedman),	June 12, 1906.
Joe Gardner (Freedman),	June 15, 1906.
Nattie Graham (Freedman),	June 9, 1906.
Livley Washington (Freedman),	June 16, 1906.
Willie Arruma Nagga,	December 20, 1906.
June Howard Connors,	December 20, 1906.
Samuel Sydney Harris (Jr.),	December 20, 1906.
Glaude Franklin Chillin, et al.,	June 15, 1906.
Elmie Brooks et al.,	June 15, 1906.
Bella Carter et al.,	August 4, 1906.
Belle Lee Walker et al.,	June 21, 1906.
Grandford Stidman,	June 21, 1906.
Robert Joseph Hoff,	June 21, 1906.
Georgie E. Wilson et al.,	June 21, 1906.
Ellen A. Dunn et al.,	August 10, 1906.
Savannah Klin DeLaughter et al.,	June 21, 1906.

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse E. Wilson,

Assistant Secretary.

34 inc. and 32 inc.
to Ind. Of. with copy
hereof.

2 June
3-27-07.

LAND
112861-1904.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 19, 1906.

C O P Y.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of Marie Evelyn Boydston as a citizen of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated December 21, 1905, adverse to the applicant.

The record shows that on April 25, 1905 application was made to the Commissioner to the Five Civilized Tribes for the enrollment of this applicant as a citizen of the Choctaw Nation.

The record further shows that the applicant was born February 15, 1905, and that she is the child of Mary Jane Boydston

whose name appears on the final roll of citizens of the Choctaw Nation, approved by the Department June 18, 1905, and of George A. Boydston, whose name appears on the final roll of citizens by intermarriage of the Choctaw Nation, approved by the Department November 15, 1904.

By reason of the provisions of the Act of Congress approved April 26, 1905, [34 Stat. L., 117], as amended by the Act of June 21, 1906, [34 Stat. L., 325], and following the decision of the Department of July 10, 1906, (I.T.N. 2245), in the

-2-

William Jesse Bacon case, the Office concurs in the decision
of Commissioner Dixie denying the enrollment of the applicant,
Marie Evelyn Baydum, as a citizen of the Choctaw Nation.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

KRM-14..

23-1089

Muskogee, Indian Territory, April 28 1907.

George A. Boydston,

Caddo, Indian Territory.

Dear Sir:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of December 21, 1906, denying the application for the enrollment of Martha Reelene Boydston as a citizen of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Commissioner.

Muskogee, Indian Territory, April 8, 1907.

Wansfield, McMuray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of December 21, 1906, denying the application for the enrollment of Maria Eveline Boydston as a citizen of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers,
Commissioner.

Choctaw Minor 1090

Alto A. Brown
Nettie N. Brown

M 1090

MINOR
CHOCTAW
ENROLLMENT

ALTA A. BROWN

NETTIE N. BROWN

**As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26. 1906**

REFUSED JAN 29 1907

COPY OF DECISION FORWARDED
APPLICANT JAN 29 1907

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations. JAN 29 1907

RECORD FORWARDED DEPARTMENT.
JAN 29 1907

ACTION APPROVED BY
SECRETARY OF INTERIOR MAR 1 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations. APR 12 1907

Notice of Departmental
Action Mailed Applicant APR 12 1907

NEW BORN

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Alta A. Brown

as a citizen of

Choctaw

Nation.

Approved

190

Commissioner.

Born April 29 1901

ACT OF CONGRESS APPROVED APRIL 26 1906

DEPARTMENT OF THE INTERIOR

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

FILED JUN 23 1906

(Stamped Tams Bixby

Commissioner

CHOCTAW

RECEIVED JUN 12 1906

7-D-26

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the..... Choctaw..... Nation,
of Alta A. BROWN....., born on the 29..... day of April..... 1901
(Here insert name of child)
Name of Father:..... Albert BROWN..... a citizen of the..... U. S. A..... Nation.
Name of Mother:..... Nettie Lewis BROWN..... a citizen of the..... Choctaw..... Nation.
Tribal enrollment of father..... U. S. citizen..... Tribal enrollment of mother..... Applicant..... married
citizen of Choctaw..... citizen of Choctaw.....
Postoffice..... Paula Valley, A. T.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
..... Southern..... District. }

I, Nettie Lewis BROWN..... on oath state that I am..... 41.....
years of age and a citizen by..... Intermarriage..... of the..... Choctaw..... Nation;
that I am the lawful wife of..... Albert BROWN....., who is a citizen, bXX
....., of the..... U. S..... Nation; that a female..... child was
[Male or Female]
born to me on 29..... day of April..... 1901.; that said child has been named
..... Alta A. BROWN....., and was living March 4, 1906.

(Signed) Nettie Lewis Brown.....

WITNESSES TO MARK:

[Must be Two Witnesses] {
.....

Subscribed and sworn to before me this..... 23rd..... day of May..... 1906.

(SEAL)

(Signed) D. I. McFarland.....
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
..... Southern..... District. }

I, Morris....., a..... Midwife....., on oath state that I
attended on Nettie Lewis BROWN....., wife of..... Albert BROWN.....
on the 29th..... day of April..... 1901.; that there was born to her on said date a female.....
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named..... Alta A. BROWN.....

her
(Signed) Ella D. Morrison.....
marl

WITNESSES TO MARK:

(SEAL) { W. Blanton.....
[Must be Two Witnesses] { J. B. Morrison.....

Subscribed and sworn to before me this..... 9..... day of June..... 1906.

(Signed) O. V. Jones.....
Notary Public.

NEW BORN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

..... Nettie N Brown

as a citizen of

..... Choctaw Nation.

Approved..... 190...

.....
Commissioner.

Born March 30 1905.

ACT OF CONGRESS APPROVED APRIL 26, 1906

DEPARTMENT OF THE INTERIOR

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

F I L E D JUN 1 1906

(Stamped) Tams Bixby

CHOCTAW RECEIVED MAY 25 1906

D 26

21090
W-72

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1902.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Choctaw.....Nation,
ofNettie M. Brown....., born on the 30....day of March.....1905.
[Here insert name of child]
Name of Father:.....Albert Brown.....a citizen of the.....U.S.A.....Nation.
Name of Mother: Nettie Lewis Brown.....a citizen of the.....Choctaw.....Nation.
Tribal enrollment of father.....U.S. citizen.....Tribal enrollment of mother.....Affiant for.....
enrollment as Intermarried Choctaw.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
.....Southern.....District. }

I,Nettie Lewis Brown....., on oath state that I am.....41.....
years of age and a citizen by Intermarriage of the.....Choctaw.....Nation;
that I am the lawful wife of.....Albert Brown....., who is a citizen, by
.....U.S....., of the.....U.S.....Nation; that a female.....child was
[Male or Female]
born to me on.....30th.....day of.....March....., 1905.; that said child has been named
.....Nettie M Brown....., and was living March 4, 1906.

....(Signed) Nettie Lewis Brown.....

WITNESSES TO MARK:

(SEAL) {
[Must be Two Witnesses] {
.....

Subscribed and sworn to before me this.....23rd.....day of.....May.....1906.

(Signed) D. I. McFarland.....
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
.....Southern.....District. }

I,A. W. Gray....., a.....physician....., on oath state that I
attended onNettie Lewis Brown....., wife of.....Albert Brown.....
on the 30.....day of.....March....., 1905.; that there was born to her on said date a female.....
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named.....Nettie M. Brown.....

....(Signed) A. W. Gray, M.D.....

WITNESSES TO MARK:

(SEAL) {
[Must be Two Witnesses] {
.....

Subscribed and sworn to before me this.....23rd.....day of.....May.....1906.

(Signed) W. Medcalf.....
Notary Public.

Mrs Lewis is an applicant under
name of Nettie Lewis.

83-1090.

D. C. L.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Alta A. Brown, et al., as citizens of the Choctaw Nation.

D E C I S I O N.

It appears from the record herein that application was made to the Commissioner to the Five Civilized Tribes on June 12, 1906, and May 25, 1906, for the enrollment of Alta A. Brown and Nettie H. Brown, respectively, as citizens of the Choctaw Nation, under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records of this office that Alta A. Brown and Nettie H. Brown were born April 29, 1901, and March 30, 1905, respectively, and are the children of Albert Brown, a non-citizen, and Nettie Brown, formerly Lewis, a white woman, whose application for enrollment as a citizen by intermarriage of the Choctaw Nation was denied by the Commission to the Five Civilized Tribes June 14, 1904, and on said date referred to the Department.

I am of the opinion that the applicants, Alta A. Brown and Nettie H. Brown, are not entitled to enrollment as citizens of the Choctaw Nation, and that the application for their enrollment as such should be denied, under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), as amended by the Act of Congress approved June 21, 1906 (34 Stats., 325), and it is so ordered.



Commissioner.

Muskogee, Indian Territory,

JAN 29 1907

23-1090

Muskogee, Indian Territory, January 29, 1907.

Albert Brown,

Pauls Valley, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 29, 1907, denying the application for the enrollment of Alta A. Brown and Nettie W. Brown as citizens of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED: *Turns Blaby*

Commissioner.

Registered.

Incl. 23-1090/

1
23-1090

Muskogee, Indian Territory, January 29, 1907.

Mansfield, McMurray & Cornish.

Attorneys for the Choctaw and Chickasaw Nation.

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 29, 1907, denying the application for the enrollment of Alta A. Brown and Nettie W. Brown as citizens of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review.

The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *James Bixby*

Commissioner.

Incl. 23-1090.

Muskogee, Indian Territory, January 29, 1907:

The Honorable,

The Secretary of the Interior:

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Alta A. Brown and Nettie E. Brown as citizens of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated January 29, 1907, denying said application.

Respectfully,

SIGNED: *Tame Bixby*

Commissioner.

2 Incl. 23-1000

Through the Commissioner of Indian Affairs.

L.P.

DEPARTMENT OF THE INTERIOR, U. S.

L. H.

D.C. 12302-12307.

WASHINGTON.

L. I. D.

5004, 5120, 5120, 5144, 5258-1907.

5296, 5310, 5326, 5330, 5360- "

5392, 5412, 5446, 5476, 5494- "

5500, 5504, 5506, 5512, 5516- "

5550, 5574, 5580, 5584, 5586- "

5588, 5592, 5596, 5604, 5614- "

5610, 5640, 5616, 5620, 5622- "

5642-1907. 12342-1904.

March 1, 1907.

WIREST.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.

Date of your letter of transmittal.

Dennie Sanderson	January 16, 1907.
Asa Allen Harvey, et al. (freedmen)	February 2, 1907.
Jodie Lee Hancock,	February 7, 1907.
James Louis Rogers, et al.,	February 8, 1907.
Porter Buckner (freedman)	January 28, 1907.
Esther James (freedman)	February 4, 1907.
Melzie Butler, et al.	February 8, 1907.
Verna Dunlap, et al.	February 7, 1907.
Betty Prince, et al.	January 28, 1907.
Dave Newby, et al.	June 24, 1904.
John Henry Sanders, et al. (freedmen)	January 29, 1907.
Lois Lucile Ray	January 26, 1907.
Mirukia Parks, et al.	January 9, 1907.
David B. Tidwell, et al.	January 11, 1907.
A. J. Grousen, et al.	January 2, 1907.
Aler Williams, et al. (freedmen)	January 28, 1907.
	February 4, 1907.

Title of case.	Date of your letter of transmittal.
Mary Henry	January 28, 1907.
Edith Paul, et al.	January 26, 1907.
Willie J. Walker, et al.	January 6, 1907.
Martina McCoy (freedman)	January 21, 1907.
Thomas Virgil Bottoms, et al.	January 9, 1907.
Augustus Barrie (freedman)	February 6, 1907.
James Wilson Welch	January 28, 1907.
Vera L. Millard	January 28, 1907.
Sammie Morris (freedman)	February 8, 1907.
Shoasteanie Pearce	December 24, 1906.
Alta A. Brown, et al.	January 29, 1907.
William Henry Middle	January 26, 1907.
Lula Newton Bond, et al.	December 22, 1906.
Marina Maud Carrel	January 28, 1907.
Rather Ervin, et al.	November 10, 1906.
Harrison Robinson	December 24, 1906.
George Robinson, et al.	December 24, 1906.
Carvenia Clark	November 10, 1906.
James King	January 28, 1907.
Hettie Brown, et al.	June 12, 1906.

A copy heretofore and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

James E. Wilson

37 inclosures, and
76 to Ind. Off.

~~1-107.~~

Refer in reply to the following.

COPY.

Land
10476-1907
D.C. 12308-1907.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 25, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of Alta A. Brown and Nettie M. Brown as citizens of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated January 29, 1907, adverse to the applicants.

The record shows that application was made to the Commissioner to the Five Civilized Tribes within the time limited by law for the enrollment of these applicants as citizens of the Choctaw Nation. The record further shows that the applicants are the children of Albert Brown, a non-citizen, and Nancy Brown, formerly Lewis, a white woman, whose application for the enrollment of herself as a citizen by intermarriage of the Choctaw Nation was denied by the Commissioner to the Five Civilized Tribes on June 18, 1906.

Under the provisions of the Act of April 26, 1906 (34 Stat. L., 137), as amended by the Act of June 21, 1906 (34 Stat. L., 125), the Office concurs in the decision of Commissioner Bixby denying the enrollment of the applicants herein as citizens of the Choctaw Nation. Very respectfully, G. F. Larrabee,
ERM-D Acting Commissioner.

23-1090

Muskogee, Indian Territory, April 12, 1907.

Albert Brown,

Paula Valley, Indian Territory.

Dear Sir:

You are hereby advised that on March 1, 1907, the Secretary of the Interior affirmed the decision of this office of January 29, 1907, denying the application for the enrollment of Alta A. Brown and Nettie E. Brown as citizens of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

ACTING Commissioner.

1
23-1090

Muskogee, Indian Territory, April 12, 1907.

Samuel H. McMurphy & Gernish,

Attorneys for the Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 1, 1907, the
Secretary of the Interior affirmed the decision of this office
of January 29, 1907, denying the application for the enrollment of
Alta A. Brown and Nettie H. Brown as citizens of the Choctaw
Nation.

Respectfully,

See D. W. Rogers,

Acting Commissioner.

Choctaw Minor 1091

Jim Costilow

Elijah P. Costilow

Louise Costilow

M 1091

MINOR
CHOCTAW
ENROLLMENT

Jim Costilow

Elijah P "

Louise "

See Petition # W-123

As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26, 1906

Decision Rendered DEC 21 1906

REFUSED DEC 21 1906

Copy of Decision Forwarded
 Attorneys for Choctaw and
 Chickasaw Nations. DEC 21 1906

COPY OF DECISION FORWARDED
 APPLICANT DEC 21 1906

RECORD FORWARDED DEPARTMENT.
 DEC 21 1906

ACTION APPROVED BY
 SECRETARY OF INTERIOR
 FEB 26 1907

Notice of Departmental Action
 Forwarded Attorneys for Choctaw
 and Chickasaw Nations APR 5 1907

Notice of Departmental
 Action mailed Applicant JAN 1 1907

NEW BORN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 23, 1906.

.....Jim Contilew.....

as a citizen of

.....CHOCTAW..... Nation.

Approved..... 190...

.....
Commissioner.

Born Feb. 2, 1903

ACT OF CONGRESS APPROVED APRIL 26, 1906.

Department of the Interior
Commissioner to the five civilized Tribes

FILED MAY 23 1906

Tamm Bixby Commissioner.

RECEIVED MAY 13 1906

CHOCTAW

7-505

23-1791
W-123

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN HIS APPLICATION FOR ENROLLMENT, as a citizen of the... Chontaw..... Nation,
 of Jim Costilow....., born on the 2nd day of February..... 1. 903.
 [Here insert name of child]
 Name of Father: James W. Costilow..... a citizen of the... Chontaw..... Nation.
 Name of Mother: Carrie M. Costilow..... a citizen of the..... Nation.
 Tribal enrollment of father: 1090..... Tribal enrollment of mother:.....

Postoffice..... Lufata Ind Terr.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
 ... Central District. }

I, Carrie M. Costilow....., on oath state that I am... 33.....
 years of age and a citizen by....., of the..... Nation;
 that I am the lawful wife of James W. Costilow....., who is a citizen, by
 ... inter Marriage of the... Chontaw..... Nation; that a female child was
 [Male or Female]
 born to me on the 2nd day of February..... 1. 903; that said child has been named
Jim Costilow....., and was living March 4, 1906.

(Seal)

Carrie M. Costilow

WITNESSES TO MARK:

[Must be Two
Witnesses]Subscribed and sworn to before me this... 14th..... day of... May..... 1906.Lacey P. Robb.....

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
 ... Central District. }

I, Jane Butler....., a midwife....., on oath state that I
 attended on Mrs. Carrie M. Costilow....., wife of James W. Costilow.....
 on the 2nd day of February..... 1. 903; that there was born to her on said date a... Female.....
 [Male or Female]
 child; that said child was living March 4, 1906, and is said to have been named... Jim.....
Costilow.....

her

Jane X. Butler.....

mark

WITNESSES TO MARK:

[Must be Two
Witnesses]

P. M. Campbell..... DR Queen Ark.....
W. E. Dollenluda..... Eagle Town I. T......

Subscribed and sworn to before me this... 14th..... day of... May..... 1906.

(SEAL)

Lacey P. Robb.....

Notary Public

NEW BORN

190

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Elijah P. Castilow.....

as a citizen of

....CHOCTAW..... Nation.

Approved..... 190...

Commissioner.

Born June 29, 1904

ACT OF CONGRESS APPROVED APRIL 26, 1906.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED MAY 23 1906

Tams Bixby Commissioner.

Received MAY 15 1906.

Choctaw

7-505

BIRTH AFFIDAVIT

189

23-1091

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the....Chootaw.....Nation,
of Elijah P. Costilow....., born on the 29th day of June.....1904..
[Here insert name of child]
Name of Father: James W. Costilow.....a citizen of the....Chootaw.....Nation.
Name of Mother: Carrie M. Costilow.....a citizen of the.....Nation.
Tribal enrollment of father: 1090.....Tribal enrollment of mother:.....
Postoffice: Lukfata Ind Terr.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
.....Central-----District. }

I, Carrie M. Costilow....., on oath state that I am.....35.....
years of age and a citizen by....., of the.....Nation;
that I am the lawful wife of James W. Costilow....., who is a citizen, by
Inter-Marriage of the Chootaw.....Nation; that a male.....child was
[Male or Female]
born to me on the 29th.....day of June....., 1904.; that said child has been named
Elijah P. Costilow....., and was living March 4, 1906.

Carrie M. Costilow

WITNESSES TO MARK:

[Must be Two Witnesses] {
.....

Subscribed and sworn to before me this 14th.....day of May.....1906.

(Seal)

Lacey P. Bobo.....

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
.....Central-----District. }

I, Mrs. B. A. Skelton....., a midwife....., on oath state that I
attended on Mrs. Carrie M. Costilow....., wife of James W. Costilow.....
on the 29th.....day of June....., 1904.; that there was born to her on said date a male.....
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named Elijah P.
Costilow.....

Mrs. B. A. Skelton

WITNESSES TO MARK:

[Must be Two Witnesses] {
.....

Subscribed and sworn to before me this 14th.....day of May.....1906.

(Seal)

Lacey P. Bobo.....

Notary Public.

NEW BORN

189

IN RE

Application for Enrollment of

MINOR CHILD

**Act of Congress Approved
April 26, 1906.**

Louise Costilow

as a citizen of

CHOCTAW Nation.

Approved..... 190...

Commissioner.

Born Oct. 6, 1905.

ACT OF CONGRESS APPROVED APRIL 26, 1906.

**Department of the Interior
Commissioner to the Five Civilized Tribes.**

FILED MAY 23 1906

TAMM Bixby Commissioner.

RECEIVED MAY 15 1906

CHOCTAW

7-505

23-1091

BIRTH AFFIDAVIT

199

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the... Choctaw.....Nation,
of Louise Costilow....., born on the 6th day of October.....1905.
(Here insert name of child)
Name of Father: James W. Costilow.....a citizen of the Choctaw.....Nation.
Name of Mother: Carrie M. Costilow.....a citizen of the.....Nation.
Tribal enrollment of father...1090.....Tribal enrollment of mother.....
Postoffice...Lukfata Ind Terr......

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
.....Central..... District. }

I, Carrie M. Costilow..... on oath state that I am.....33.....
years of age and a citizen by....., of the..... Nation;
that I am the lawful wife of James W. Costilow....., who is a citizen, by
.....inter-marriage the Choctaw.....Nation; that a Female.....child was
[Male or Female]
born to me on the 6th.....day of October....., 1905...; that said child has been named
.....Louise Costilow....., and was living March 4, 1906.
.....Carrie M. Costilow.....

WITNESSES TO MARK:

[Must be Two Witnesses] {
.....

Subscribed and sworn to before me this...14th.....day of.....May.....1906.

(Seal)

.....Lacey P. Baba.....
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
.....Central..... District. }

I, Mrs. B. A. Skelton.....a Midwife....., on oath state that I
attended on Mrs. Carrie M. Costilow....., wife of James W. Costilow.....
on the 6th.....day of October....., 1905...; that there was born to her on said date a Female.....
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named.....Louise.....
.....Costilow.....
.....Mrs. B. A. Skelton.....

WITNESSES TO MARK:

[Must be Two Witnesses] {
.....

Subscribed and sworn to before me this...14th.....day of.....May.....1906.

(Seal)

.....Lacey P. Baba.....
Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

.....

In the matter of the enrollment of James Costilow,
Elijah P. Costilow and Louise Costilow, minor children of James
W. Costilow, as citizens of the Choctaw Nation.

.....

Commissioner to the
Five Civilized Tribes.

Sirs:

Your petitioner, James W. Costilow, on behalf of his
minor children, Jim Costilow, age three years; Elijah P. Costilow,
age two years and Louise Costilow, age four months, respectfully
asks that they be enrolled as citizens of the Choctaw Nation.

Your petitioner respectfully represents that he is a
duly recognized and enrolled citizen by intermarriage of the Choctaw
Nation and that his enrollment as such has been approved by the
Honorable the Secretary of the Interior.

Petitioner further states that after the death of his
Indian wife he was duly and lawfully married to his present wife,
Carrie M. Costilow, a white woman, who makes no claim to citizenship
in the Choctaw tribe of Indians, and that the minor children herein
applied for are the children of himself and his said wife Carrie M.
Costilow, and born in lawful wedlock.

Your petitioner further states that all of said children
are now living and that they have continuously resided in the
Choctaw Nation, Indian Territory, since the date of their birth.

Petitioner further states that all of said children
are entitled to be enrolled as citizens of the Choctaw Nation by
~~reason of being the children and descendants of a duly recognized~~
and enrolled citizen of the Choctaw Nation.

WHEREFORE, your petitioner, James W. Costilow, asks that Jim Costilow, Elijah P. Costilow and Louise Costilow be enrolled as citizens of the Choctaw Nation.

Respectfully submitted,

(Signed) James W. Costilow.

Petitioner:

Chillion Riley

Attorney for petitioner,
Ardmore, Indian Territory.

James W. Costilow being duly sworn on oath states that he is acquainted with the allegations contained in above and foregoing petition and that the same are in all things true and correct.

(Signed) James W. Costilow,

Subscribed and sworn to before me this the 1st day of February, A. D. 1906.

(SEAL)

(Signed) H. L. Still.
Notary Public.

Fred V. Kinkade being first duly sworn on oath says that he served a carbon copy of above petition on the attorneys for the nation; that attached registry receipt is for letter in which same was enclosed and that the registry receipt will show the date of service.

(Signed) Fred V. Kinkade.

Subscribed and sworn to before me this the 13 day of February, A.D. 1906.

(SEAL)

(Signed) Robert Lee Russell.

Notary Public.

Registry receipt attached.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Jim Costilow, Elijah P. Costilow and Louise Costilow as citizens of the Cheetaw Nation.

DECISION.

It appears from the record herein that on May 15, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Jim Costilow, Elijah P. Costilow and Louise Costilow as citizens of the Cheetaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

Under the regulations adopted by the said Commissioner January 2, 1906, there was filed on February 14, 1906, a petition praying for the enrollment of the said applicants as citizens of the Cheetaw Nation.

It further appears from the record herein and from the records of this office that Jim Costilow, Elijah P. Costilow and Louise Costilow were born on February 2, 1903, June 29, 1904 and October 8, 1905, respectively and are the children of James W. Costilow, whose name appears opposite No. 1090 upon the final roll of citizens by intermarriage of the Cheetaw Nation approved by the Secretary of the Interior November 16, 1904, and Carrie M. Costilow a non-citizen and non-applicant either for enrollment as a citizen of the Cheetaw Nation or for identification as a Mississippi Cheetaw.

I am of the opinion that the applicants, Jim Costilow, Elijah P. Costilow and Louise Costilow, are not entitled to enrollment as citizens of the Cheetaw Nation and that the application and petition for their enrollment as such should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137) as amended by the Act of Congress approved June 21, 1906 (Public No. 288) and it is so ordered.


Commissioner.

Muskogee, Indian Territory.

Dec 21, 1906

COPY

Muskogee, Indian Territory, December 21, 1906.

James W. Costilow,
Lakfata, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 21, 1906, denying the application and petition for the enrollment of Jim Costilow, Elizah P. Costilow and Louise Costilow as citizens of the Choctaw Nation.

The decision, with the proceedings in the case is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Wm. D. Beall
Acting Commissioner.

Registered.
23-1091.

23-1091

COPY

Mustagee, Indian Territory, December 21, 1906.

Manfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 21, denying the application and petition for the enrollment of Jim Costilow, Elisah P. Costilow and Louise Costilow as citizens of the Choctaw Nation.

The decision, with the proceedings in the case is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Wm. O. Peall
Acting Commissioner.

Incl. 23-1091.

COPI

Muskogee, Indian Territory, December 21, 1906.

The Honorable,

The Secretary of the Interior,

Sir:

There is transmitted herewith the record of proceedings in the matter of the application and petition for the enrollment of Jim Costlow, Eliazah P. Costlow and Louise Costlow as citizens of the Chectaw Nation, including the decision of the Commissioner to the Five Civilized Tribes of December 21, 1906, denying said application and petition.

Respectfully,

Wm. O. Beall
Acting Commissioner.

Through the
Commissioner of Indian Affairs.

23-1091.

D. C. 11790-1907.

DEPARTMENT OF THE INTERIOR,

WASHINGTON.

I.T.D. 2532, 2572, 2740, 2900, 3204-1907.

3226, 3304, 3386, 3374, 3384,

3394, 3418, 3446, 3452, 3480,

3482, 3520, 3546, 3554, 3560,

3568, 3570, 3572, 3602, 3652,

3660, 3694, 3912, 3982, 4042,

4054, 4112, 4116, 4148, 4194,

4200, 4220, 4236, 4240, 4242,

4266, 4294, 4310, 4312,

February 26, 1907.

REQUEST.

Commissioner to the Five Civilized Tribes,

Washkago, Indian Territory.

Sir:

Your decisions in the following Chester citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.

Date of your
letter of transmittal.

Joseph E. Collins,

June 19, 1906.

James B. Burns, et al.,

June 19, 1906.

Fannie M. Falconer, et al.,

June 19, 1906.

Jessie Joe Turner

June 19, 1906.

Thomas Woods,

December 19, 1906.

Leta Hansen,

November 6, 1906.

May E. Hancock, et al.,

November 13, 1906.

Delcy Crockett Coleman, et al.,

September 25, 1906.

Harry Gaiou

October 3, 1906.

Lucinda W. Hanks, et al.,

November 13, 1906.

Agnes Irene Coleman, et al.,

December 20, 1906.

Lillie May Pate, et al.,

December 20, 1906.

Betha Ann Ferguson,

December 20, 1906.

Doris Adeline Coferth,

December 20, 1906.

Andrew J. Gilar, et al.,

November 15, 1906.

Wallie C. Nichols, et al.,

November 14, 1906.

Title of Case.

Date of your
letter of transmittal.

Overton Martin Bonds et al.,
John Lee Hunt
Kathleen Lockett
Thomas Rudolph Hamlin,
Marie Dunagan,
William A. Gardner,
Sophia C. Harris, et al.,
Jesse Monroe Jones
Bertie Cotton, et al.,
Maggie Irene Sta leup,
L. Everett Parks, et al.,
Ellis Florence Cochran,
Glee Irene Cummings, et al.,
Tilden J. Smith,
Jewell Herryman,
Jim Costilow, et al.,
Lettie May Nickman, et al.,
Ene Colbert, et al.,
Matilda Florence,
Mary Jane Fulson, et al.,
Lee Kack, et al.,
Magnolia Thompson,
John Hardy Sterling, et al.,
James Maberry Morse Jr.,
James G. Shaw,
Hallie Engleman, et al.,
Fannie Pearl Beagles, et al.,
Thomas A. Fitzgerald (Jr.)

January 14, 1907.
December 20, 1906.
January 12, 1907.
December 20, 1906.
January 12, 1907.
December 20, 1906.
December 20, 1906.
January 12, 1907.
October 4, 1906.
November 21, 1906.
November 22, 1906.
October 2, 1906.
December 26, 1906.
November 21, 1906.
November 21, 1906.
December 21, 1906.
December 24, 1906.
December 21, 1906.
June 20, 1906.
June 16, 1906.
October 20, 1906.
November 21, 1906.
November 23, 1906.
January 14, 1907.
November 21, 1906.
January 16, 1907.
December 21, 1906.
December 21, 1906.

A copy hereof and all the papers in the above mentioned
cases have been sent to the Indian Office.

Respectfully,

Jesse H. Wilson,
Assistant Secretary.

44 inc. and
92 for Ind. Of.

A. F. No.
1-14-07.

Refer in Reply
to the following:

(COPY)

Land.
112846-1906.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON,

February 18, 1907.

The Honorable,

The Secretary of the Interior,

Sir:

I have the honor to transmit herewith a communication from the Acting Commissioner to the Five Civilized Tribes, dated December 21, 1906, enclosing the record in the matter of the application and petition for the enrollment of Jim Gostilow, Elijah P. Gostilow and Louise Gostilow as citizens of the Choctaw Nation, including the Commissioner's decision of December 21, 1906, denying the application and petition.

The record shows that application was made to the Commissioner to the Five Civilized Tribes on May 18, 1906, for the enrollment of Jim Gostilow, Elijah P. Gostilow and Louise Gostilow as citizens of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats. L., 127); also that under the Commissioner's regulations of January 2, 1906, there was filed in his office on February 14, 1906, a petition praying for the enrollment of the same persons as citizens of the Choctaw Nation. It is further shown by the record that Jim Gostilow was born February 2, 1903, Elijah P. Gostilow June 24, 1904, and Louise Gostilow October 6, 1905, and are the children of James W. Gostilow, an intermarried citizen of the Choctaw Nation whose name appears opposite number

1898 on that roll, and Carrie M. Costilow, a non-citizen of that Nation, not an applicant for identification as a Mississippi Choctaw or for enrollment as a citizen of the Choctaw Nation.

Under the provisions of Section 2 of the Act of April 26, 1906 (34 Stat. L., 137) as amended by the Act of June 21, 1906 (34 Stat. L., 322) which provides for the enrollment of miners "the children of Indians by blood", and following Departmental decision in the case of William Jesse Bacon (I.T.D. 2548-1906) the Office is of the opinion that the decision of the commissioner denying the petition and application is correct and it is recommended that it be affirmed.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

BWR

28-1091.

Muskogee, Indian Territory, April 5, 1907.

James W. Costlow,

Lukfata, Indian Territory.

Dear Sir:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of December 21, 1906, denying the application and petition for the enrollment of Jim Costlow, Elsie P. Costlow and Louise Costlow as citizens of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers,

Acting Commissioner.

23-1091.

Muskogee, Indian Territory, April 5, 1907.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations.

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of December 23, 1906, denying the application and petition for the enrollment of Jim Costilow, Elijah E. Costilow and Louise Costilow as citizens of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

7-808

Muskogee, Indian Territory, May 22, 1906.

James W. Costilow,

Lukfata, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Carrie M. Costilow and Jane Butler to the birth of Jim Costilow, also the affidavits of Carrie M. Costilow and Mrs. B. A. Skelton to the birth of Elijah B. Costilow and Louise Costilow, children of James W. and Carrie M. Costilow, February 2, 1903, June 29, 1904, and October 6, 1905, respectively.

Respectfully,

Acting Commissioner.

Choctaw Minor 1092

George M. Carpenter
David Bernard Carpenter
Mettie L. Carpenter
E. Lenoir Carpenter

M 1092

MINOR
CHOCTAW
ENROLLMENT

GEORGE M. CARPENTER
 DAVID BERNARD "
 METTIE L. "
 E. LENOIR "

See Petition # W-77

As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26, 1906

Decision rendered DEC 24 1906

REFUSED DEC 24 1906

Copy of Decision Forwarded
 Attorneys for Choctaw and
 Chickasaw Nations. DEC 24 1906

COPY OF DECISION FORWARDED
 APPLICANT DEC 24 1906

RECORD FORWARDED DEPARTMENT
 DEC 24 1906

ACTION APPROVED BY
 SECRETARY OF INTERIOR FEB 28 1907

Notice of Departmental Action
 Forwarded Attorneys for Choctaw
 and Chickasaw Nations APR 6 1907

Notice of Departmental Action
 Forwarded Attorney for Applicant
 APR 6 1907

Notice of Departmental
 Action Mailed Applicant APR 6 1907

NEW BORN

IN RE

Application for Enrollment of

MINOR CHILD

**Act of Congress Approved
April 26, 1906.**

George M. Carpenter.....

as a citizen of

CHOCTAW..... **Nation.**

Approved..... **190**...

Commissioner.

Born June 3, 1887.

ACT OF CONGRESS APPROVED APRIL 26, 1906.

**Department of the Interior
Commissioner to the Five Civilized Tribes.**

FILED MAY 16 1906

Tam Jixby Commissioner.

RECEIVED MAY 10 1906

CHOCTAW

7-5798

INFER AFFIDAVIT

199

23-1092
W-77

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN THE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of George M. Carpenter born on the 3 day of June, 1887.
[Here insert name of child]
Name of Father: Walter D. Carpenter a citizen of the Choctaw Nation.
Name of Mother: Lenoir Carpenter a citizen of the United States Nation.
Tribal enrollment of father: Tribal enrollment of mother:

Postoffice: Choctaw, Indian Territory

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, Lenoir Carpenter, on oath state that I am 43 years of age and a citizen by of the United States Nation; that I am the lawful wife of Walter D. Carpenter, who is a citizen, by marriage, of the Choctaw Nation; that a male child was [Male or Female] born to me on 3 day of June, 1887; that said child has been named George M. Carpenter and was living March 4, 1906.

Lenoir Carpenter

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this Seventh day of May, 1906.

(Seal)

Lettie Matlock
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, W. D. Carpenter, a physician, on oath state that I attended on Lenoir Carpenter Walter D. Carpenter on the 3 day of June, 1887; that there was born to her on said date a male child; that said child was living March 4, 1906, and is said to have been named George M. Carpenter.

W. D. Carpenter M. D.

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this Seventh day of May, 1906.

(Seal)

Lettie Matlock
Notary Public.

NEW BORN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

..... David Bernard Carpenter.....

as a citizen of

..... CHOCTAW..... Nation.

Approved..... 190...

.....
Commissioner.

Born Apr. 12, 1891.

ACT OF CONGRESS APPROVED APRIL 26, 1906.

Department of the Interior,
Commissioner to the Five Civilized Tribes .

FILED MAY 16 1906

Tams Dixby Commissioner.

RECEIVED MAY 10 1906.

CHOCTAW

7-5798

FIFTH AFFIDAVIT

22-1092

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Chootaw Nation,
of David Bernard Carpenter, born on the 12 day of April, 1891.
[Here insert name of child]
Name of Father: Walter D. Carpenter a citizen of the Chootaw Nation.
Name of Mother: Lenoir Carpenter a citizen of the United States Nation.
Tribal enrollment of father Tribal enrollment of mother.
Postoffice: Duncan, Ind. Terr.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, Lenoir Carpenter, on oath state that I am 43 years of age and a citizen by of the United States Nation; that I am the lawful wife of Walter D. Carpenter, who is a citizen, by Marriage of the Chootaw Nation; that a male child was born to me on 12 day of April, 1891; that said child has been named David Bernard Carpenter, and was living March 4, 1906.

Lenoir Carpenter

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this Seventh day of May, 1906.

(Seal)

Lottie Matlock

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, W. D. Carpenter, a Physician, on oath state that I attended on Lenoir Carpenter, wife of Walter D. Carpenter on the 12 day of April, 1891; that there was born to her on said date a male child; that said child was living March 4, 1906, and is said to have been named David Bernard Carpenter.

W. D. Carpenter M. D.

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this Seventh day of May, 1906.

(Seal)

Lottie Matlock

Notary Public.

NEW BORN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

..... Mittie L. Carpenter.....

as a citizen of

..... CHOCTAW..... Nation.

Approved..... 190...

Commissioner.

Born July 10, 1897.

ACT OF CONGRESS APPROVED APRIL 26, 1906.

Department of the Interior
Commissioner to the Five Civilized Tribes.

FILED MAY 16 1906

TAMM Bixby Commissioner.

RECEIVED MAY 10 1906

CHOCTAW

7-5798

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Mittie L. Carpenter, born on the 10 day of July, 1897.
[Here insert name of child]
Name of Father: Walter D. Carpenter, a citizen of the Choctaw Nation.
Name of Mother: Lenoir Carpenter, a citizen of the United States Nation.
Tribal enrollment of father: Tribal enrollment of mother:
Postoffice: Duncan, Ind. Terr.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, Lenoir Carpenter, on oath state that I am 43 years of age and a citizen by of the United States Nation; that I am the lawful wife of Walter D. Carpenter, who is a citizen, by marriage, of the Choctaw Nation; that a female child was [Male or Female] born to me on 10 day of July, 1897; that said child has been named Mittie L. Carpenter, and was living March 4, 1906.

Lenoir Carpenter

WITNESSES TO MARK:

[Must be Two Witnesses] {
.....

Subscribed and sworn to before me this Seventh day of May, 1906.

(Seal)

Lottie Matlack
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
..... District. }

I, W. D. Carpenter, a Physician, on oath state that I attended on Lenoir Carpenter, ~~Walter D. Carpenter~~ on the 10 day of July, 1897; that there was born to her on said date a female child; that said child was living March 4, 1906, and is said to have been named Mittie L. Carpenter.
W. D. Carpenter M. D.

WITNESSES TO MARK:

[Must be Two Witnesses] {
.....

Subscribed and sworn to before me this Seventh day of May, 1906.

(Seal)

Lottie Matlack
Notary Public.

NEW BORN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

...**Ed. Lenoir Carpenter**...

as a citizen of

...**CHOCTAW**...

Nation.

Approved..... 190...

Commissioner.

~~Born Oct. 15, 1900.~~

~~ACT OF CONGRESS APPROVED APRIL 26, 1906.~~

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES
FILED MAY 16, 1906

~~Tamr Bixby Commissioner.~~

RECEIVED MAY 10 1906

CHOCTAW

7-5798

23-1092

BIRTH AFFIDAVIT

1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the... Choctaw Nation,
of E. Lenoir Carpenter born on the 13 day of October 1900.
[Here insert name of child]
Name of Father: Walter D. Carpenter a citizen of the... Choctaw Nation.
Name of Mother: Lenoir Carpenter a citizen of the... Nation.
Tribal enrollment of father Tribal enrollment of mother: United States
Postoffice: Downs Ind Terr

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
... Southern District. }

I, Lenoir Carpenter on oath state that I am 43
years of age and a citizen by of the United States Nation;
that I am the lawful wife of Walter D. Carpenter who is a citizen, by
marriage of the Choctaw Nation; that a female child was
[Male or Female]
born to me on 13 day of October 1900; that said child has been named
E. Lenoir Carpenter and was living March 4, 1906.

... Lenoir Carpenter

WITNESSES TO MARK:

[Must be Two Witnesses] {
..... }

Subscribed and sworn to before me this Seventh day of May 1906.

(Seal)

... Lettie Matlock
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
..... District. }

I, W. D. Carpenter a physician on oath state that I
attended on Lenoir Carpenter wife of Walter D. Carpenter
on the 13 day of October 1900; that there was born to her on said date a female child;
[Male or Female]
that said child was living March 4, 1906, and is said to have been named E. Lenoir Carpenter

..... W. D. Carpenter M. D.

WITNESSES TO MARK:

[Must be Two Witnesses] {
..... }

Subscribed and sworn to before me this Seventh day of May 1906.

(Seal)

... Lettie Matlock
Notary Public.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In The Matter of the Application)
of George Moorehouse Carpenter,)
aged 18,)
David B. Carpenter, aged 14,)
Mittie L. Carpenter, aged 8,)
Emily L. Carpenter, aged 5,)
By their father, W. D. Carpenter,)
To Be Enrolled as Members of the)
Choctaw Nation)

P E T I T I O N .

Come now the above named petitioners by their father, W. D. Carpenter and respectfully represent that they are the children and descendants of W. D. Carpenter, a member of the Choctaw Tribe of Indians, who has been duly enrolled and approved as such by marriage.

Your petitioners represent:

F I R S T :

That the said W. D. Carpenter was legally, lawfully and in accordance with the laws and customs of the Choctaw Tribe of Indians on the 12 day of August, 1879 in the Choctaw Nation married to Eliza Frazier a full-blood Choctaw woman then and there recognized as a member of the Choctaw Tribe of Indians. That in the month of October, 1884, the said Eliza Carpenter, nee Frazier was killed in the Choctaw Nation and the said W. D. Carpenter by virtue of his marriage to the said Eliza Frazier, became a member of the Choctaw Tribe of Indians and was duly and legally recognized as such.

S E C O N D :

That on the 3rd day of May, 1885, the said W. D. Carpenter was lawfully married to Lenoir Reece, a white woman and that by said marriage there have been born to the said W. D. Carpenter and his wife Lenoir Carpenter, nee Reece, the above

named petitioners, all of whom are living with the said W. D. Carpenter in the Chickasaw Nation.

T H I R D :

Application was made for all of the above named petitioners by the said W. D. Carpenter at several places, to the Commissioner to the Five Civilized Tribes but the Commission at that time holding that it had no jurisdiction to hear or determine such applications refused to hear the same or make a record of such application and your petitioners represent that they have the proof by which to establish that the said W. D. Carpenter made such application.

T H I R D :

Your petitioners further state that they are informed and believe that by virtue of the marriage of the said W. D. Carpenter who is enrolled as Walter D. Carpenter and approved as a member of the Choctaw Tribe of Indians, that the said W. D. Carpenter became a member of the said Choctaw Tribe of Indians and being a member thereof, your petitioners being his children are entitled to be enrolled as members of the Choctaw Tribe of Indians.

WHEREFORE, they pray that they be given a hearing and that upon a final hearing they be enrolled as members of the Choctaw Tribe of Indians.

(Signed) Ralls Brothers

Attorneys for Petitioners.

UNITED STATES OF AMERICA.
SOUTHERN DISTRICT
INDIAN TERRITORY

Walter D. Carpenter, having been by me first duly

sworn, according to law, states on his oath that he is the identical person named above as W. D. Carpenter and that he is usually known as W. D. Carpenter but is enrolled and approved as an intermarried citizen of the Choctaw Nation as Walter D. Carpenter; that he makes the above application for his children and that the facts stated in the above application are true.

(Signed) Walter D. Carpenter.

Subscribed and sworn to before me this the 29 day of January, 1906.

(SEAL)

(Signed) Edna Bowerman
Notary Public.

My Commission expires the 2 day of Nov, A. D. 1908.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

IN THE MATTER OF THE APPLICATION OF GEORGE MOOREHOUSE
CARPENTER ET AL TO BE ENROLLED AS MEMBERS OF THE CHOCTAW TRIBE OF
INDIANS

AFFIDAVIT:

J. G. Ralls, having been by me first duly sworn,
according to law, states on his oath that on the 31st day of
January, 1906, he enclosed a true and correct copy of the peti-
tion hereto attached, to Mansfield, McMoray & Cornish, Attorneys
at-Law, South McAlester, Indian Territory in an envelope, address-
ed to them, sealed the same and registered said letter at the
postoffice at Atoka and secured therefor a registry receipt
which is hereto attached.

(Signed) J. G. Ralls.

Subscribed and sworn to before me the 31st day of
January, A. D. 1906.

(SEAL)

(Signed) N. H. Moorman.
Notary Publ.

My Commission expires on the 5th day of July, A. D. 1909
Registry receipt attached.

23-1092.
W.-77.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

-:O:-

In the matter of the application for the enrollment of George M. Carpenter, David Bernard Carpenter, Mittie L. Carpenter and E. Lenoir Carpenter as citizens of the Choctaw Nation.

-: D E C I S I O N :-

It appears from the record herein that on May 10, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of George M., David Bernard, Mittie L. and E. Lenoir Carpenter as citizens of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

Under the regulations adopted by the said Commissioner, January 2, 1906, there was filed on February 2, 1906, a petition praying for the enrollment of said applicants as citizens of the Choctaw Nation.

It further appears from the record herein and from the records of this office that the applicants, George M., David Bernard, Mittie L. and E. Lenoir Carpenter were born June 3, 1897, April 12, 1891, July 10, 1897 and October 13, 1900 and are the children of Walter D. Carpenter, whose name appears opposite No. 1152 on the final roll of citizens by intermarriage of the Choctaw Nation approved by the Secretary of the Interior November 16, 1904 and Lenoir Carpenter, a non-citizen and non-applicant either for enrollment as a citizen of the Choctaw Nation or for identification as a Mississippi Choctaw.

I am of the opinion that the applicants, George M. Carpenter, David Bernard Carpenter, Mittie L. Carpenter and E. Lenoir Carpenter are not entitled to enrollment as citizens of the Choctaw Nation and that the application and petition for their enrollment as such should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137) as amended by the Act of Congress approved June 21, 1906 (Public No. 286) and it is so ordered.

Commissioner.

Waskogie, Indian Territory.

OCT 21 1906

COPY

W-77
23-1092

Muskogee, Indian Territory, December 24, 1906.

Walter D. Carpenter,
Duncan, Indian Territory.

Dear Sir :--

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilised Tribes, rendered December 24, 1906, denying the application and petition for the enrollment of George M. Carpenter, David Bernard Carpenter, Mittie L. Carpenter and E. Lenoir Carpenter as citizens of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Wm. O. Beall*

Acting Commissioner.

Registered.

Incl. W-77
23-1092

COPY

W-77
23-1092

Muskogee, Indian Territory, December 24, 1906.

Ralls Brothers,
Attorneys at Law,
Atoka, Indian Territory.

Gentlemen :--

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 24, 1906, denying the application and petition for the enrollment of George M. Carpenter, David Bernard Carpenter, Mittie L. Carpenter and E. Lenoir Carpenter as citizens of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

Wm. O. Beall

Acting Commissioner.

Registered.

Incl. W-77
23-1092

V-77
23-1092

COPY

Muskogee, Indian Territory, December 24, 1906.

Mansfield, McMurray & Gernick,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen :--

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 24, 1906, denying the application and petition for the enrollment of George M. Carpenter, David Bernard Carpenter, Mittie L. Carpenter and E. Lenoir Carpenter as citizens of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Wm. O. Bea*

Acting Commissioner.

Inc. V-77
23-1092

COPY

Waskagee, Indian Territory, December 24, 1906.

The Honorable,

The Secretary of the Interior,

Sir:--

There is transmitted herewith record of proceedings in the matter of the application and petition for the enrollment of George M. Carpenter, David Bernard Carpenter, Mittie L. Carpenter and E. Lenoir Carpenter as citizens of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated December 24, 1906, denying said application and petition.

Respectfully,

SIGNED *Wm. Q. Beall*

Acting Commissioner.

Inch. W-77
25-1092

Through the
Commissioner of Indian Affairs,

D.C. 12437.
L.R.B.

J.V.
O.K.

DEPARTMENT OF THE INTERIOR,
WASHINGTON,

I. T. D.

5080, 5146, 5148, 5190-1907.
5194, 5196, 5200, 5208-1907.
5212, 5214, 5322, 5334, 1907.
5336, 5344, 5346, 5350-1907.
5358, 5394, 5442 -1907.

February 28, 1907.

DIRECT

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases
adverse to the applicants are hereby affirmed. Copies of
Indian Office letters submitting your reports and recommending
that the decisions be affirmed are inclosed.

Title of Case.	Date of Your Letter of Transmittal.
Walter Henry Harris,	January 16, 1907.
Maggie Bell, et al.,	January 19, 1907.
Clarence Fisher, (Breadman)	February 9, 1907.
Mary Ford, et al.,	November 9, 1906.
George H. Carter, et al.,	December 24, 1906.
John Burditt, et al.,	December 24, 1906.
Ida McGroves,	January 8, 1907.
Dewey G. Cantrell,	October 19, 1906.
Earl Byron Wood et al.,	January 17, 1907.
Ida Harrison (intermarried),	January 16, 1907.
Sarah E. Kiser, et al.,	February 6, 1907.
Paul Bowley, et al.,	January 25, 1907.
Joseph G. Smith, et al.,	February 1, 1907.
Effie Rainey,	January 25, 1907.
Tennessee Beard (intermarried),	January 26, 1907.
Ema Berry (intermarried),	November 8, 1906.
Samuel G. Wall, et al.,	February 4, 1907.
Luella Hetchkin,	January 16, 1907.

-3-
A copy heretof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse E. Wilson,

Assistant Secretary.

10 inc. and 42 inc.
for Ind. Of.

A.F. Mc.
3-1-07.

Land
112830-1906.

607

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 23, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record of the proceedings in the matter of the application for the enrollment of George W. Carpenter, David Bernard Carpenter, Mittie L. Carpenter and E. Lenoir Carpenter as citizens of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated December 24, 1906, adverse to the applicants.

The record shows that on May 10, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of the applicants herein as citizens of the Choctaw Nation.

The record further shows that the applicants are the children of Walter D. Carpenter, whose name appears on the final roll of citizens of the Choctaw Nation, and Lenoir Carpenter, a non-citizen.

By reason of the provisions of the Act of June 21, 1906 (34 Stat., 325), the Office concurs in the decision of Commissioner Bixby denying the application for the enrollment of the persons herein named as citizens of the Choctaw Nation.

Very respectfully,

G. F. Larrabee,

Acting Commissioner.

BHM-W.

W-77

22-1092

Muskogee, Indian Territory, April 6, 1907.

Walter D. Carpenter,

Duncan, Indian Territory.

Dear Sir:

You are hereby advised that on February 28, 1907, the Secretary of the Interior affirmed the decision of this office of December 24, 1907, denying the application and petition for the enrollment of George M. Carpenter, David Bernard Carpenter, Nittie L. Carpenter and E. Lenoir Carpenter as citizens of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

W-77

23-1092

Muskogee, Indian Territory, April 6, 1907.

Balls Brothers,

Attorneys at Law,

Atoka, Indian Territory.

Gentlemen:

You are hereby advised that on February 28, 1907, the Secretary of the Interior affirmed the decision of this office of December 24, 1906, denying the application and petition for the enrollment of George M. Carpenter, David Bernard Carpenter, Nittie L. Carpenter and E. Lenoir Carpenter as citizens of the Choctaw Nation.

Respectfully,

S. P. Rodgers.

Acting Commissioner.

W-77

23-1992

Waskogee, Indian Territory, April 6, 1907.

Hansfield, McMurray & Gernie,

Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 28, 1907, the Secretary of the Interior affirmed the decision of this office of December 24, 1906, denying the application and petition for the enrollment of George M. Carpenter, David Bernard Carpenter, Mittie L. Carpenter and E. Lenoir Carpenter as citizens of the Choctaw Nation.

Respectfully,

E. D. Rogers

Acting Commissioner

7-2798

Muskogee, Indian Territory, May 15, 1906.

Wills Brothers,

Atoka, Indian Territory,

Gentlemen:

Receipt is hereby acknowledged of your letter of May 9, 1906, transmitting the affidavits of Lenoir Carpenter and W. D. Carpenter M. D., to the birth of George M. Carpenter, David Bernard Carpenter, Mittie L. Carpenter and E. Lenoir Carpenter, children of Walter D. and Lenoir Carpenter, June 3, 1887, April 12, 1891, July 10, 1897 and October 13, 1900, respectively.

Respectfully,

Acting Commissioner.

23-1002

Muskogee, Indian Territory, February 15, 1907.

W. D. Carpenter,

Muskogee, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of February 7, 1907, stating that you have received notice from this office that your children have been denied and asking why they have been rejected, as children of other intermarried citizens have been approved.

In reply to your letter you are advised that your children were denied because they were children of an intermarried citizen and a non citizen and under the Act of June 21, 1906, white children are not entitled to enrollment.

Commissioner.

Choctaw Minor 1093

Robert E. Wall

M 1093

MINOR
**CHOCTAW
 ENROLLMENT**

Robert E. Wall

For record see Choctaw. 4979

**As Citizen of the
 CHOCTAW NATION
 Act of Congress
 Approved April 26. 1906**

REFUSED FEB 4 1907

Copy of Decision Forwarded
 Applicant FEB 4 1907

Copy of Decision Forwarded
 Attorneys for Applicant FEB 4 1907

Copy of Decision Forwarded
 Attorneys for Choctaw and
 Chickasaw Nations FEB 4 1907

RECORD FORWARDED DEPARTMENT
 FEB 4 1907

ACTION APPROVED BY
 SECRETARY OF INTERIOR FEB 28 1907

Notice of Departmental Action
 Forwarded Attorneys for Choctaw
 and Chickasaw Nations APR 6 1907

Notice of Departmental Action
 Forwarded Attorney for Applicant
 APR 6 1907

March 26, 1909. Dept. refers letter of Kappler & Merrillat for report.

April 7, 1909. Report to Dept.

April 13, 1909) Dept refers letter of Kappler.

April 17, 1909) & Merrillat for Report

April 23, 1909. Report to Dept.

May 28, 1909. Dept holds case is not analogous to Holsby case and declines to take action looking to enrollment of applicants June 11, 1909. Parties notified.

C -31
7-4979
7-4976
7-4977
7-4978
7-5012
7-5026
7-5037
7-5038
7-D-535
7-5013
23-1093
23-1120
23-1274

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
SAMUEL C. WALL, et al., as citizens of the Choctaw Nation.

D E C I S I O N.

The record herein shows that application was made to the Commission to the Five Civilized Tribes at Paula Valley, Indian Territory, September 14, 1898, by Samuel C. Wall for the enrollment of himself and his minor son, Sam F. Wall, as citizens of the Choctaw Nation, and for the enrollment of his wife, Ellen Wall, as a citizen by intermarriage of the Choctaw Nation; that on the same date application was made by Thomas Wall to the Commission to the Five Civilized Tribes for the enrollment of himself and his minor children, Hiram T. Wall and Bessie Lee Wall, as citizens of the Choctaw Nation; that on the same date application was made to the Commission to the Five Civilized Tribes by Thomas J. Hogg for the enrollment of Eunice Hogg and Effie Hogg as citizens of the Choctaw Nation; that on June 3, 1901, written application was filed for the enrollment of Ora Nellie Hogg, minor daughter of Thomas J. Hogg and Eunice Hogg, as a citizen of the Choctaw Nation; that on September 14, 1898, application was made to the Commission to the Five Civilized Tribes by James H. Harper for the enrollment of his wife, Daisy Harper and his minor son, Lawrence V. Harper, as citizens of the Choctaw Nation; that on June 24, 1900, written application was filed for the enrollment of Gracie Ellen Harper, and on November 1, 1902, written application was filed for the enrollment of James Custer Harper, minor children of James H. Harper and Daisy Harper, as citizens of the Choctaw Nation; that on September 14, 1898, application was made to the Commission to the Five Civilized Tribes by Dick Randolph for the enrollment of himself as a citizen by intermarriage of the Choctaw Nation, and for the enrollment of his wife, Myrtie Randolph, and his minor children, Minnie Randolph, Decosa Randolph, Herman Randolph, Hughie Randolph, and Lena R. Randolph, as citizens of the Choctaw Nation; that on November 26, 1901, written application was filed for the enrollment of Vivian Randolph, minor daughter of Dick Randolph and Myrtie Randolph, as a citizen of the Choctaw Nation, that on February 9, 1901, written application was filed for the enrollment of Lelia

Blanche Myers, and on June 28, 1902, written application was filed for the enrollment of John Boyd Myers, minor children of William Myers and Minnie Myers (formerly Randolph) as citizens of the Choctaw Nation; that on September 15, 1898, application was made to the Commission to the Five Civilized Tribes at Pauls Valley, Indian Territory, by Waldemar Thompson for the enrollment of himself and his minor daughter, Dollie Thompson, as citizens of the Choctaw Nation. Subsequent thereto, written applications were filed for the enrollment of Myrtle Thompson, Claudia Ellen Thompson and Giles Clide Thompson, minor children of Waldemar Thompson and May Thompson, as citizens of the Choctaw Nation; that application was made to the Commission to the Five Civilized Tribes at Pauls Valley, Indian Territory, September 15, 1898, by William E. Wheat for the enrollment of himself as an intermarried citizen of the Choctaw Nation, and for the enrollment of his minor children, Jesse C. Wheat and Myrtle E. Wheat, as citizens of the Choctaw Nation; that on the same date application was made to the Commission to the Five Civilized Tribes by William J. Thompson for the enrollment of himself as a citizen of the Choctaw Nation; that on November 14, 1902, written application was filed for the enrollment of Winona Thompson, minor child of said William J. Thompson and his wife, Savannah Thompson, as a citizen of the Choctaw Nation; that application was made to the Commission to the Five Civilized Tribes at Atoka, Indian Territory, December 5, 1899, by William Myers for the enrollment of himself as an intermarried citizen of the Choctaw Nation; that on September 14, 1898, application was made to the Commission to the Five Civilized Tribes at Pauls Valley, Indian Territory, for the enrollment of Decosa Thompson and Ellen Thompson as citizens of the Choctaw Nation.

It further appears from the records in the possession of the Commissioner to the Five Civilized Tribes that application was made to the Commission to the Five Civilized Tribes on September 8, 1896, in 1896 Choctaw Citizenship case No. 540, for the admission to citizenship in the Choctaw Nation under the provisions of the Act of Congress approved June 10, 1896, (29 Stats., 321), of the following applicants; Samuel C. Wall (as Samuel Wall), Ellen Wall, Daisy Harper (as Daisy Wall), Eunice Hogg (as Unis Wall), Sam F. Wall, Thomas Wall, Hiram T. Wall (as Hiram Wall), and Bessie L. Wall (as Bessie Wall).

Said application was denied by the Commission to the Five Civilized Tribes on December 2, 1896. From this decision of the Commission appeal was taken to the United States Court for the Southern District of Indian Territory, which court, on January 19, 1898, rendered a judgment therein reversing the decision of the Commission and enrolling said applicants as citizens of the Choctaw Nation.

Said judgment was subsequently vacated, set aside and held for naught by a decree of the Choctaw and Chickasaw Citizenship Court on December 17, 1902, in the test case of "Choctaw and Chickasaw Nations or Tribes vs. J. T. Riddle et al."

Said cause was subsequently certified to the Choctaw-Chickasaw Citizenship Court created under the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641), for a trial de novo, and on November 29, 1904, in the case entitled "Samuel Wall et al., vs. Choctaw and Chickasaw Nations", said Citizenship Court rendered a judgment therein, wherein it was "ordered adjudged and decreed that the petition of the plaintiffs, Samuel Wall or Samuel C. Wall, Ellen Wall, Daisy Wall or Daisy Wall, Unis Wall, Sam F. Wall, Thomas Wall or Thos. Wall, Hiram Wall and Bessie Wall;

be denied and that they be declared not citizens of the Choctaw Nation, and not entitled to enrollment as such, and not entitled to any rights whatever flowing therefrom".

It further appears from the records in the possession of the Commissioner to the Five Civilized Tribes that application was made to the Commission to the Five Civilized Tribes on September 8, 1896, in 1896 Choctaw Citizenship case No. 1182, for admission to citizenship in the Choctaw Nation under the provisions of the Act of Congress approved June 10, 1896 (29 Stats., 321), of the following applicants: Dick Randolph, Myrtle Randolph, Minnie Randolph, Decosa Randolph, Herman Randolph, Hughie Randolph (as Hughie C. Randolph), William B. Wheat (as William Wheat), Myrtle B. Wheat (as Myrtle Wheat), Jesse G. Wheat (as Jesse Wheat), Waldemar Thompson, Dollie Thompson, William J. Thompson (as William Thompson), Decosa Thompson, Ellen Thompson and May Thompson. On December 7, 1896, the Commission to the Five Civilized Tribes denied said application. From this decision an appeal was taken to the United States Court for the Southern District of Indian Territory, which court, on January 19, 1898, in the case entitled "Dick Randolph, et al., vs. Choctaw Nation", rendered a judgment admitting all of said applicants to citizenship, except Myrtle Wheat and May Thompson, whose names were not mentioned in said judgment. Said judgment was subsequently vacated, set aside and held for naught by a decree of the Choctaw and Chickasaw Citizenship Court on December 17, 1902, in the test case of "Choctaw and Chickasaw Nations or Tribes vs. J. T. Riddle, et al." Said cause was subsequently certified to the Choctaw-Chickasaw Citizenship Court, created under the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641), for a trial de novo, which court, on November 29, 1904, in the case entitled "Dick Randolph, et al., vs. Choctaw and Chickasaw Nations", rendered a judgment therein, wherein it was "ordered, adjudged and decreed that the petition of the plaintiffs, Dick Randolph, Myrtle Randolph or Myrtle Randolph, Minnie Randolph, Decosa Randolph or Decosa Randolph, Herman Randolph, Hughie C. Randolph or Hughie Randolph, William Wheat or Wm. Wheat, Jess Wheat or Jesse Wheat, De Cosa Thompson or Decosa Thompson, Ellen Thompson, Waldemar Thompson, Dollie Thompson and William J. Thompson or William Thompson, be denied, and that they be declared not citizens of the Choctaw Nation, and not entitled to enrollment as such citizens, and not entitled to any rights whatever flowing therefrom; and as to the petitioners, Myrtle Wheat and May Thompson, the Court having no jurisdiction, their petition is dismissed".

On January 21, 1905, the Commission to the Five Civilized Tribes issued an order dismissing the application for the enrollment of William Myers as a citizen by intermarriage of the Choctaw Nation, for the reason that the right of his wife, Minnie Myers (as Minnie Randolph), to citizenship in the Choctaw Nation had been adversely determined by a decree of the Choctaw and Chickasaw Citizenship Court on November 29, 1904.

On January 23, 1905, the Commission to the Five Civilized Tribes issued orders dismissing the applications for the enrollment of Lawrence W. Harper, Gracie Ellen Harper, James Custer Harper, Effie Hogg, Ora Nellie Hogg, Lena E. Randolph, Vivian Randolph, Lelia Blanche Myers, and John Boyd Myers, and on January 24, 1905, orders were issued by the Commission to the Five Civilized Tribes dismissing the applications for the enrollment of Winona Thompson, Myrtle Thompson, Glandia Ellen Thompson and Giles Clide Thompson.

said orders being based upon the fact that the rights of the persons through whom said applicants claim their right to enrollment as citizens of the Choctaw Nation had been adversely determined by the decrees of the Choctaw and Chickasaw Citizenship Court in the cases above referred to.

On February 4, 1906, the Commission to the Five Civilized Tribes rendered a decision denying the application for the enrollment of Myrtie E. Wheat as a citizen of the Choctaw Nation.

Under the regulations adopted by the Commissioner to the Five Civilized Tribes January 2, 1906, there was filed on January 30, 1906, by O. W. Patchell, attorney at law, Pauls Valley, Indian Territory, a petition verified by S. C. Wall, W. J. Thompson, Will Myers, W. E. Thompson and Tom Wall, praying for the enrollment of Samuel C. Wall, Samuel Wall, Jr., Thomas Wall, Hiram Wall, Bessie Wall, Elmer Wall, Elizabeth Wall, Daisy Harper, Lawrence Harper, Gracie Harper, Custer Harper, Rudella Hopper, Eunice Hogg, Effie Hogg, Nellie Hogg, Lizzie Hogg, Samuel J. Hogg, Myrtie Randolph, Decosa Randolph, Herman Randolph, Hugh C. Randolph, Lena R. Randolph, Roy Randolph, Vivian Randolph, Minnie Myers, Lelia Blanche Myers, John B. Myers, Dick Myers, Jesse Wheat, Myrtie Wheat, Waldemar E. Thompson, Arthur Thompson, Dollie Thompson, Claudie Thompson, Giles Thompson, William J. Thompson, Winona Thompson, and Ella Thompson as citizens of the Choctaw Nation, and for the enrollment of Dick Randolph, William E. Wheat, May Thompson, William Myers, Savannah Thompson and Ellen Wall as citizens by intermarriage of the Choctaw Nation.

The material allegations in the petition are that the petitioners are the descendants of Noah Wall, a white man, who it is alleged became a member of the Choctaw Nation about the year 1800 by intermarriage with _____ Folsom, a Choctaw woman by blood, and of Giles Thompson, also a white man, who it is alleged became a member of the Choctaw Nation by intermarriage with a Choctaw woman by the name of Charlotte Wall in the year 1824; that the petitioners have been informed and believe that Giles Thompson was formally adopted by an act of the Choctaw Council as a citizen of the Choctaw Nation, but that said petitioners have been unable to find any records containing said Act.

The petitioners, Samuel C. Wall, Ellen Wall, Sam F. Wall, Thomas Wall, Hiram Wall, Bessie Wall, Daisy Harper, Lawrence Harper, Gracie Harper, Custer Harper, Eunice Hogg, Effie Hogg, Nellie Hogg, Dick Randolph, Myrtie Randolph, Decosa Randolph, Herman Randolph, Hugh C. Randolph, Lena R. Randolph, Vivian Randolph, William Myers, Minnie Myers, Lelia Blanche Myers, John B. Myers, William E. Wheat, Jesse Wheat, Myrtie Wheat, Waldemar E. Thompson, Dollie Thompson, Claudie Thompson, Giles Thompson, William J. Thompson, Winona Thompson and Ellen Thompson, are identical with the persons for whose enrollment as citizens of the Choctaw Nation application was made to the Commission to the Five Civilized Tribes under the provisions of the Act of Congress approved June 28, 1898 (30 Stats., 495).

This office has no record of any application ever having been made for the enrollment of the petitioners, Elmer Wall, Elizabeth Wall, Rudella Hopper, Lizzie Hogg, Samuel J. Hogg, Roy Randolph, Dick Myers, May Thompson, Arthur Thompson and Savannah Thompson, as citizens of the Choctaw Nation under the provisions of the Act of Congress approved June 28, 1898, or any subsequent Act of Congress prior to the filing of the petition herein.

On April 26, 1906, written application was made for the enrollment of Lizzie Louisa Hogg, born April 7, 1903, minor daughter of Eunice Hogg and J. T. Hogg, a non-citizen, as a citizen of the Choctaw Nation. On July 18, 1906, application was received under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), for the enrollment of Robert E. Wall, born April 24, 1903, minor child of Thomas Wall and Elizabeth Wall, as a citizen of the Choctaw Nation. Said applicants appear to be identical with Lizzie Hogg and Elmer Wall mentioned in the petition filed January 30, 1906, and for the purposes of this decision will be so considered. On July 18, 1906, application was received for the enrollment of Daisy Harper, born July 31, 1904, minor child of J. H. Harper and Daisy Harper, as a citizen of the Choctaw Nation.

It is not alleged in the petition filed January 30, 1906, that any of the petitioners were ever recognized and enrolled by the tribal authorities of the Choctaw Nation as citizens of said nation.

The surname "Thompson" appears several times upon the tribal rolls of the Choctaw Nation. This office is unable however, to identify any of the applicants herein as identical with any of the persons whose names appear on said rolls.

For the purpose of determining whether Giles Thompson, the ancestor of certain petitioners herein, was ever adopted by an Act of Choctaw Council as alleged in the petition, this office on July 31, 1906, addressed a communication to Edward H. Wilson, Secretary of the Choctaw Nation, requesting to be furnished a certified copy of the Act of the Choctaw Council admitting said Giles Thompson, if said Act was ever passed. In response to said communication, said E. H. Wilson addressed a letter to the Commissioner on August 6, 1906, in which he stated that there was no such Act on file in the office of the National Secretary. Copies of said communications are made a part of the record hereof.

I am of the opinion that inasmuch as it does not appear from the records in the possession of the Commissioner to the Five Civilized Tribes that any of the applicants ever occupied such a status as would entitle them to enrollment as citizens of the Choctaw Nation, and inasmuch as it is not alleged in the petition filed January 30, 1906, that any of the said applicants ever occupied such a status, the decision of the Choctaw and Chickasaw Citizenship Court of November 29, 1904, is final, and that the application for the enrollment of such of the applicants as made application in 1898, and the petition filed January 30, 1906, in so far as same applies to said applicants, should be denied.

I am, therefore, of the opinion that the application for the enrollment of Samuel C. Wall, Sam V. Wall, Thomas Wall, Hiram T. Wall, Bessie L. Wall, Daisy Harper, Eunice Hogg, Myrtie Randolph, Minnie Myers, Decosa Randolph, Herman Randolph, Hughie Randolph, Jesse G. Wheat, Waldemar Thompson, William J. Thompson, Dollie Thompson, Decosa Thompson and Ellen Thompson as citizens of the Choctaw Nation, and the petition herein in so far as same applies to said applicants, should be denied under the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641), and it is so ordered.

I am further of the opinion that the application for the

enrollment of Ellen Wall, Dick Randolph and William B. Wheat as citizens by intermarriage of the Choctaw Nation, and the petition herein in so far as same applies to said applicants, should be denied under the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641), and it is so ordered.

I am further of the opinion that the petition herein in so far as it applies to the petitioners, Lawrence Harper, Gracie Harper, Custer Harper, Effie Hogg, Nellie Hogg, Lena R. Randolph, Vivian Randolph, Lelia Blanche Myers, John B. Myers, Claudie Thompson, Giles Thompson and Vinona Thompson, whose applications for enrollment as citizens of the Choctaw Nation have heretofore been dismissed, and Myrtie E. Wheat, whose application for enrollment as a citizen of the Choctaw Nation has heretofore been denied, should be denied under the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641), and it is so ordered.

I am further of the opinion that the petition herein in so far as it applies to the petitioner, William Myers, whose application for enrollment as an intermarried citizen of the Choctaw Nation has heretofore been dismissed, should be denied under the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641), and it is so ordered.

I am further of the opinion that the petition herein in so far as same applies to the minor petitioners, Rudella Hopper Samuel J. Hogg, Roy Randolph, Dick Myers, and Arthur Thompson, should be considered as an application for the enrollment of said petitioners as citizens of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), that said application should be dismissed, and it is so ordered.

I am further of the opinion that the petition herein in so far as same applies to the petitioners, Elizabeth Wall and Savannah Thompson, for whose enrollment as citizens by intermarriage of the Choctaw Nation no application was made prior to December 1, 1905, should be dismissed under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), and it is so ordered.

I am further of the opinion that the application and petition for the enrollment of Lizzie Louisa Hogg, Robert E. Wall, and Daisy R. Harper, as citizens of the Choctaw Nation should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), and it is so ordered.

I am further of the opinion that following the ruling of the Department of May 25, 1906 (I.T.D. 9114-1906), in the case of Laura E. Akin, and of October 10, 1906, (I.T.D. 15368-18926-1906), in the case of Hayne Helms, the petition herein in so far as same applies to the petitioner, May Thompson, should be denied, and it is so ordered.

Tams Bixby,
Commissioner.

Muskogee, Indian Territory,
Feb. 4-1907.

Muskogee, Oklahoma, April 7, 1909.

Report on letter of
Kappeler & Merrillat in re
Chectaw enrollment cases
of William J. Thompson
and others.

The Honorable,

The Secretary of the Interior.

Sir:

March 26, 1909 (File 4-51, Chectaw), the Department trans-
mitted to this office for report, to be forwarded through the In-
dian Office, a letter dated March 26, 1909, from Messrs. Kappeler &
Merrillat, Washington, D. C., relative to the enrollment cases of
William J. Thompson, Myrtle Randolph, Nick Randolph, Samuel G.
Wall, Samuel F. Wall, and other (unnamed) members of the Randolph-
Thompson and Wall families.

Messrs. Kappeler & Merrillat claim that the names of these
persons were stricken from the approved rolls of the Five Civilized
Tribes, and now demand that they be restored to the status of
recognized citizens of the Chectaw Nation.

Reporting in this matter I have the honor to advise that
application was made to the Commission to the Five Civilized Tribes
at Paulton Valley, Indian Territory, September 16, 1908, by Samuel G.
Wall for the enrollment of himself and his minor son, Sam F. Wall,
as citizens of the Chectaw Nation, and for the enrollment of his
wife, Ellen Wall, as a citizen by intermarriage of the Chectaw Na-
tion; that on the same date application was made by Thomas Wall

for the enrollment of himself and his minor children, Hiram T. Wall and Beesia Lee Wall, as citizens of the Choctaw Nation; and by Thomas J. Hegg for the enrollment of Eunice Hegg and Effie Hegg as citizens of the Choctaw Nation; that on June 3, 1901, written application was filed for the enrollment of Ora Nellie Hegg, minor daughter of Thomas J. Hegg and Eunice Hegg, as citizens of the Choctaw Nation; that on September 14, 1898, application was made by James H. Harper for the enrollment of his wife, Daisy Harper, and his minor son, Lawrence V. Harper, as citizens of the Choctaw Nation; that on June 28, 1900, written application was filed for the enrollment of Gracie Ellen Harper, and on November 1, 1902, written application was filed for the enrollment of James Gustar Harper, minor children of James H. Harper and Daisy Harper, as citizens of the Choctaw Nation; that on September 14, 1898, application was made by Dick Randolph for enrollment as a citizen by intermarriage of the Choctaw Nation, and for the enrollment of his wife, Myrtie Randolph, and his minor children, Minnie, Beesia, Herman, Hughie, and Lena E. Randolph, as citizens of the Choctaw Nation; that on November 26, 1901, written application was filed for the enrollment of Vivian Randolph, minor daughter of Dick and Myrtie Randolph, as a citizen of the Choctaw Nation; that on February 9, 1901, written application was filed for the enrollment of Nellie Blanche Myers, and on June 26, 1902, written application was filed for the enrollment of John Boyd Myers, minor children of William Myers and Minnie

Myers (formerly Randolph), as citizens of the Choctaw Nation; that on September 15, 1898, application was made at Paula Valley, Indian Territory, by Waldemar Thompson for the enrollment of himself and his minor daughter, Billie Thompson, as citizens of the Choctaw Nation. Subsequent thereto, written applications were filed for the enrollment of Myrtle Thompson, Gladie Ellen Thompson and Eliza Glide Thompson, minor children of Waldemar Thompson and May Thompson, as citizens of the Choctaw Nation; that application was made September 15, 1898, by William E. Wheat for the enrollment of himself as an intermarried citizen and for his minor children, Jesse E. and Myrtle E. Wheat, as citizens of the Choctaw Nation; that on the same date application was made by William J. Thompson for enrollment as a citizen of the Choctaw Nation; that on November 14, 1902, written application was filed for the enrollment of Vinona Thompson, minor child of said William J. Thompson and his wife, Hannah Thompson, as a citizen of the Choctaw Nation; that application was made at Moku, Indian Territory, December 8, 1899, by William Myers for enrollment as an intermarried citizen of the Choctaw Nation; that on September 14, 1898, at Paula Valley, Indian Territory, application was made for the enrollment of Wessie and Ellen Thompson as citizens of the Choctaw Nation.

It further appears that application was made to the Commission to the Five Civilized Tribes on September 2, 1896, in 1896 Choctaw Citizenship case No. 548, for the admission to citizenship

in the Cheateau Nation under the provisions of the Act of Congress approved June 18, 1896 (29 Stat., 321) of the following Applicants:

Samuel C. Wall (as Samuel Wall), Ellen Wall, Daisy Harper (as Daisy Wall), Annie Hagg (as Ann Wall), Sam F. Wall, Thomas Wall, Hiram F. Wall (as Hiram Wall) and Bessie L. Wall (as Bessie Wall).

Said application was denied by the Commission to the Five Civilized Tribes on December 2, 1896. From this decision an appeal was taken to the United States Court for the Southern District of Indian Territory, which court, on January 19, 1898, rendered a judgment therein reversing the decision of the Commission and enrolling said applicants as citizens of the Cheateau Nation. This judgment was subsequently vacated, set aside and held for naught by a decree of the Cheateau and Chickasaw Citizenship Court on December 17, 1902, in the test case of "Cheateau and Chickasaw Nations or Tribes vs. J. F. Middle, et al."

This cause was subsequently certified to the Cheateau-Chickasaw Citizenship Court created under the provisions of the Act of Congress approved July 1, 1902 (32 Stat., 441), for a trial de novo, and on November 29, 1904, in the case entitled "Samuel Wall, et al., vs. Cheateau and Chickasaw Nations," said Citizenship Court rendered a judgment therein, wherein it was "ordered, adjudged and decreed that the petition of the plaintiffs, Samuel Wall or Samuel C. Wall, Ellen Wall, Daisy Wall or Daisy Harper, Ann Wall, Thomas Wall, Hiram F. Wall, Bessie L. Wall, et al., be granted."

Sam F. Wall, Thomas Wall or Theo. Wall, Kirm Wall and Jessie Wall, be denied and that they be declared not citizens of the Choctaw Nation, and not entitled to enrollment as such, and not entitled to any rights whatever flowing therefrom."

It further appears that application was made to the Commission to the Five Civilized Tribes on September 8, 1898, in 1898 Choctaw Citizenship Case No. 1182, for admission to citizenship in the Choctaw Nation under the provisions of the Act of Congress approved June 10, 1898 (30 Stat., 521), of the following applicants: Dick Randolph, Myrtle Randolph, Minnie Randolph, Deane Randolph, Herman Randolph, Hughie Randolph (as Hughie G. Randolph), William E. Wheat (as William Wheat), Myrtle E. Wheat (as Myrtle Wheat), Jessie U. Wheat (as Jessie Wheat), Widenor Thompson, Ed-lie Thompson, William J. Thompson (as William Thompson), Moses Thompson, Alex Thompson and Ray Thompson.

This application was denied December 7, 1898, by the Commission to the Five Civilized Tribes, and an appeal was taken to the United States Court for the Southern District of Indian Territory, which court, on January 19, 1899, in the case entitled "Dick Randolph, et al. vs. Choctaw Nation," rendered a judgment admitting all of said applicants to citizenship, except Myrtle Wheat and Ray Thompson, whose names were not mentioned in said judgment.

The judgment of the United States Court was subsequently vacated, set aside, and held for naught by a decree of the Choctaw

Chickasaw Citizenship Court on December 17, 1903, in the test case of "Choctaw and Chickasaw Nations or Tribes vs. J. T. Riddle, et al." Said case was subsequently certified to the Choctaw-Chickasaw Citizenship Court for a trial de novo, which court, on November 29, 1904, in the case entitled "Dick Randolph, et al. vs. Choctaw and Chickasaw Nations," rendered a judgment therein, wherein it was "ordered, adjudged and decreed that the petition of the plaintiffs, Dick Randolph, Myrtle Randolph or Myrtla Randolph, Minnie Randolph, BeCora Randolph or Beccora Randolph, Herman Randolph, Hughie G. Randolph or Hughie Randolph, William Wheat or Wm. Wheat, Jess Wheat or Jesse Wheat, BeCora Thompson or Beccora Thompson, Ellen Thompson, Waldemar Thompson, Willie Thompson and William J. Thompson or William Thompson, be denied, and that they be declared not citizens of the Choctaw Nation and not entitled to enrollment as such citizens, and not entitled to any rights whatever flowing therefrom; and as to the petitioners, Myrtle Wheat and May Thompson, the Court having no jurisdiction, their petition is dismissed."

On January 11, 1905, the Commission to the Five Civilized Tribes issued an order dismissing the application for the enrollment of William Myers as a citizen by intermarriage of the Choctaw Nation, for the reason that the right of his wife, Minnie Myers (as Minnie Randolph), to citizenship in the Choctaw Nation had been adversely determined by a decree of the Choctaw and Chickasaw Citizenship Court on November 29, 1904.

The Commission to the Five Civilized Tribes on January 23, 1906, issued orders dismissing the applications for the enrollment of Lawrence V. Harper, Gracie Ellen Harper, James Custer Harper, Errie Hegg, Ora Nellie Hegg, Lena R. Randolph, Vivian Randolph, Lelia Blanche Myers and John Boyd Myers, and on January 24, 1906, orders were issued dismissing the applications for the enrollment of Winona Thompson, Myrtle Thompson, Claudia Ellen Thompson and Giles Clide Thompson, said orders being based upon the fact that the rights of the persons through whom said applicants claim their right to enrollment as citizens of the Cheetaw Nation had been adversely determined by the decree of the Cheetaw and Chickasaw Citizenship Court in the cases above referred to.

On February 4, 1906, the Commission to the Five Civilized Tribes rendered a decision denying the application for the enrollment of Myrtle E. Wheat as a citizen of the Cheetaw Nation.

Under the regulations adopted by the Commissioner to the Five Civilized Tribes January 2, 1906, there was filed on January 30, 1906, by O. W. Patchell, attorney at law, Pauls Valley, Indian Territory, a petition verified by G. E. Wall W. J. Thompson, Will Myers, W. H. Thompson and Tom Wall, praying for the enrollment of Samuel G. Wall, Samuel Wall Jr., Thomas Wall, Hiram Wall, Beattie Wall, Elmer Wall, Elizabeth Wall, Daisy Harper, Lawrence Harper, Gracie Harper, Custer Harper, Rudella Hopper, Eunice Hegg, Errie Hegg, Nellie Hegg, Lizzie Hegg, Samuel J. Hegg, Myrtle Randolph,

Beeson Randolph, Herman Randolph, Hugh C. Randolph, Lena R. Randolph, Roy Randolph, Vivian Randolph, Minnie Myers, Lelia Blanche Myers, John B. Myers, Dick Myers, Jesse Wheat, Myrtie Wheat, Waldemar E. Thompson, Arthur Thompson, Nellie Thompson, Glendia Thompson, Giles Thompson, William J. Thompson, Winona Thompson and Ella Thompson as citizens of the Choctaw Nation, and for the enrollment of Dick Randolph, William E. Wheat, May Thompson, William Myers, Savannah Thompson and Ellen Wall as citizens by intermarriage of the Choctaw Nation.

The material allegations in the petition were that the petitioners were the descendants of Noah Wall, a white man, who it is alleged became a member of the Choctaw Nation about the year 1800 by intermarriage with _____ Nelson, a Choctaw woman by blood, and of Giles Thompson, also a white man, who it is alleged became a member of the Choctaw Nation by intermarriage with a Choctaw woman by the name of Charlotte Wall in the year 1824; that the petitioners were informed and believed that Giles Thompson was formally adopted by an act of the Choctaw Council as a citizen of the Choctaw Nation, but that petitioners were unable to find any records containing said act.

The petitioners, Samuel C. Wall, Ellen Wall, Sam F. Wall, Thomas Wall, Hiram Wall, Lewis Wall, Daisy Harper, Lawrence Harper, Gracie Harper, Ouster Harper, Eunice Hogg, Effie Hogg, Nellie Hogg, Dick Randolph, Myrtie Randolph, Beeson Randolph, Herman Randolph, Hugh C. Randolph, Lena R. Randolph, Vivian Randolph, William Myers,

Minnie Myers, Lelia Blanche Myers, John E. Myers, William E. Wheat, Jesse Wheat, Myrtie Wheat, Waldemar E. Thompson, Della Thompson, Claude Thompson, Elias Thompson, William J. Thompson, Vinona Thompson and Ellen Thompson, are identical with the persons for whose enrollment as citizens of the Choctaw Nation application was made to the Commission to the Five Civilized Tribes under the provisions of the Act of Congress approved June 23, 1898 (30 Stat., 495).

It does not appear that there is any record in this office of any application ever having been made for the enrollment of the petitioners, Elmer Wall, Elizabeth Wall, Rudella Hopper, Lissie Hogg, Samuel J. Hogg, Roy Randolph, Nick Myers, Ray Thompson, Arthur Thompson and Savannah Thompson, as citizens of the Choctaw Nation under the provisions of the Act of Congress approved June 23, 1898, or any subsequent Act of Congress prior to the filing of the petition herein.

On April 26, 1906, written application was made for the enrollment of Lissie Louisa Hogg, born April 7, 1903, minor daughter of Eunice Hogg and J. E. Hogg, a non-citizen, as a citizen of the Choctaw Nation. On July 18, 1906, application was received under the provisions of the Act of Congress approved April 26, 1906 (34 Stat., 137), for the enrollment of Robert E. Wall, born April 24, 1903, minor child of Thomas Wall and Elizabeth Wall as a citizen of the Choctaw Nation. Said applicants appear to be identical with Lissie Hogg and Elmer Wall mentioned in the petition filed January

30, 1906, and on July 19, 1906, application was received for the enrollment of Daisy E. Harper, born July 21, 1904, minor child of J. E. Harper and Daisy Harper, as a citizen of the Choctaw Nation.

It was not alleged in the petition filed January 30, 1906 that any of the petitioners were ever recognized and enrolled by the tribal authorities of the Choctaw Nation as citizens of said Nation.

For the purpose of determining whether the Thompson, the ancestor of certain of the petitioners above mentioned, was ever adopted by an Act of Choctaw Council as alleged in the petition, this office on July 31, 1906, addressed a communication to Edward H. Wilson, Secretary of the Choctaw Nation, requesting to be furnished a certified copy of the Act of the Choctaw Council admitting said Sales Thompson, if said Act was ever passed. In response to said communication, E. H. Wilson addressed a letter to the Commissioner on August 6, 1906, in which he stated that there was no such Act on file in the office of the National Secretary.

On February 4, 1907, the Commissioner to the Five Civilized Tribes rendered a decision denying the application and petition for the enrollment of Samuel C. Wall, Sam De Wall, Thomas Wall, Hiram E. Wall, Annie L. Wall, Daisy Harper, Annie Hagg, Myrtle Randolph, Elsie Myers, Susan Randolph, Herman Randolph, Maggie Randolph, Jesse C. Wheat, Robert E. Wall, Waldemar Thompson, William J. Thompson, Nellie Thompson, Susan Thompson, Ellen Thompson, Lillian

Louise Hogg and Daisy R. Harper as citizens, for the enrollment of Helen Wall, Mack Randolph and William E. Wheat as citizens by intermarriage, dismissing the petition for the enrollment of Elizabeth Wall and Savannah Thompson, denying the petition for the enrollment of William Myers and May Thompson as citizens by intermarriage, denying the petition for the enrollment of Lawrence Harper, Gracie Harper, Gaster Harper, Effie Hogg, Nellie Hogg, Lena E. Randolph, Vivian Randolph, Lella Blanche Myers, John B. Myers, Gladie Thompson, Alice Thompson, Winona Thompson and Myrtle Wheat as citizens and dismissing the application for the enrollment of Audella Harper, Samuel J. Hogg, Roy Randolph, Dick Myers and Arthur Thompson as citizens of the Choctaw Nation.

The Decision, with the record of proceedings in the case, was, on February 4, 1907, transmitted to the Secretary of the Interior for review.

On February 28, 1907, the Department affirmed the decision of the Commissioner to the Five Civilized Tribes of February 4, 1907, in this case.

In reporting on this matter the attention of the Department is respectfully invited to a letter dated February 18, 1907, communicating the opinion of the Attorney General to the Secretary of the Interior in certain Choctaw Indian citizenship cases, among which were the cases of Myrtle Randolph and her brother W. J. Thompson. The opinion of the Attorney General as to these two

persons, concludes as follows:

"This disposes of the cases of Myrtle Randolph and her brother W. J. Thompson; whatever their intrinsic merits these claims have been finally decided adversely to the claimants by the judgment of the Citizenship Court."

In the same letter the Attorney General rendered an opinion as to the rights of Loula (or Lulu) West et al., and stated as follows:

"This case is similar to that of Myrtle Randolph and her brother W. J. Thompson, children of Allen Thompson, above referred to, in that it involves the question of the finality of the judgment of the Citizenship Court, it being contended that the Commission in the first instance and the Citizenship Court ultimately on appeal had no jurisdiction of the case because at the time of her application to the Commission her name was upon a tribal roll.

For the reasons heretofore stated, I think this contention is not well founded, and that the Citizenship Court had jurisdiction of such cases, and its judgments therein were final."

It does not appear that the names of any of the persons concerning whom this report is submitted were ever placed upon a schedule or roll of citizens of the Cherokee Nation by the Commission or Commissioner to the Five Civilized Tribes, nor that any of them were ever allowed to select an allotment of land as a citizen of the Cherokee Nation.

The letter of Nagler & Merrill of March 23, 1900, is returned herewith.

Respectfully,

Through the Commissioner
of Indian Affairs,
Sept 7/2

Acting Commissioner.

institution of suit against the Secretary of the Interior,
they demand that Winona Thompson, Deessa Randolph, Herman
D 489-1909

Randolph, Hugh Roy Randolph, Lena Randolph and Vivian Ran-

delph, Winnie Hall, Blanch Myres, Thomas Myres and Dick Myres
Muskogee, Oklahoma, April 23, 1909.
be restored to the status of recognized citizens of the Chee-

Subject:
law Nation, and requesting a report concerning the enrollment
Reporting on Departmental letters
of April 13, 1909 and April 17,
1909, relative to W. E. Thomp-
son and Departmental letter of April 27, 1909 (File S-51), transmitting communication of
from Messrs. Kappler & Merrillat, attorneys at

The Secretary of the Interior,

Sir:

Receipt is hereby acknowledged of Departmental letter of
April 13, 1909 (File S-51) transmitting communication of
April 7, 1909, from Messrs. Kappler & Merrillat, attorneys at
law, Washington, D. C., wherein, as a preliminary step to the
institution of suit against the Secretary of the Interior,
they demand that Winona Thompson, Deessa Randolph, Herman
Randolph, Hugh Roy Randolph, Lena Randolph and Vivian Ran-
delph, Winnie Hall, Blanch Myres, Thomas Myres and Dick Myres
be restored to the status of recognized citizens of the Chee-
law Nation, and requesting a report concerning the enrollment
of said persons.

Receipt is also acknowledged of Departmental letter of
April 17, 1909 (File S-51), transmitting communication of
April 13, 1909 from Messrs. Kappler & Merrillat, attorneys at

Secretary 2

law, Washington, D. C., wherein they demand, as a preliminary step to the institution of suit against the Secretary of the Interior, that he cause the names of the following persons to be restored to the rolls of citizenship of the Choctaw tribe: W. B. Thompson, T. J. Hogg, Eunice Hogg, J. B. Harper, Daisy Harper and Ella Thompson.

A report is requested in this matter following the general instructions contained in Departmental letter of March 15, 1909, taking particular care in this, as well as in other cases, to state whether certificates of allotment or patents have been issued to or recorded in favor of the applicants.

Reporting in this matter I have the honor to advise that the names of the persons above mentioned are included in the Choctaw enrollment case of Samuel C. Wall, et al. and the facts in this case are as follows:

It appears from the records of this office that application was made to the Commission to the Five Civilized Tribes on September 2, 1896, in Choctaw 1896 Citizenship Case Number 640, for the admission to citizenship in the Choctaw Nation under the provisions of the Act of Congress approved June 10, 1896 (29 Stat., 321), of Samuel C. Wall (as Samuel Wall), Ellen Wall, Daisy Harper (as Daisy Wall), Eunice Hogg (as

Secretary 3.

Unis Wall), Sam F. Wall, Thomas Wall, Hiram T. Wall (as Hiram Wall), and Bessie L. Wall (as Bessie Wall).

This application was denied by the Commission to the Five Civilized Tribes December 2, 1896. From this decision appeal was taken to the United States Court for the Southern District of Indian Territory, which, on January 19, 1898, in case Number 126 on the citizenship docket, reversed the decision of the Commission and admitted the applicants to citizenship in the Choctaw Nation.

This judgment was subsequently annulled, vacated, set aside and held for naught by a decree of the Choctaw and Chickasaw Citizenship Court on December 17, 1902, in the test case of the Choctaw and Chickasaw Nations or Tribes of Indians versus J. T. Riddle, et al.

Subsequently said cause was certified to the Choctaw and Chickasaw Citizenship Court, created under the provisions of the Act of Congress approved July 2, 1902 (32 Stat., 641) for a trial en masse, and on November 20, 1904, in the case entitled Samuel Wall, et al. versus the Choctaw and Chickasaw Nations, Case Number 88 on the Fishamingo Docket, said Court rendered a decree wherein it was ordered, adjudged and decreed that the petition of the plaintiffs, Samuel Wall or Samuel G. Wall, Ellen Wall, Daisy Wall or Daisy Wall, Unis Wall,

Secretary 4

Sam F. Wall, Thomas Wall or Thos. Wall, Hiram Wall and Bessie Wall be denied and that they be declared not citizens of the Choctaw Nation, and not entitled to enrollment as such, and not entitled to any rights whatever flowing therefrom."

It further appears from the records in the possession of the Commissioner to the Five Civilized Tribes that application was made to the Commission to the Five Civilized Tribes on September 8, 1896, in Choctaw 1896 Citizenship Case Number 1182, for admission to citizenship in the Choctaw Nation under the provisions of the Act of Congress approved June 10, 1896, of Dick Randolph, Myrtie Randolph, Minnie Randolph, Decosa Randolph, Herman Randolph, Hughie Randolph (as Hughie O. Randolph), William A. Wheat (as William Wheat), Myrtie B. Wheat (as Myrtie Wheat), Jesse C. Wheat (as Jesse Wheat), Waldemar Thompson, Dollie Thompson, William J. Thompson (as William Thompson), Decosa Thompson, Ellen Thompson and May Thompson.

On December 7, 1896, the Commission denied this application. From this decision an appeal was taken to the United States Court for the Southern District of Indian Territory, which court, on January 19, 1898, in the case entitled Dick Randolph et al. versus the Choctaw Nation, rendered a judgment admitting all of said applicants to citizenship except

Secretary 5

Myrtle Wheat and May Thompson whose names were not mentioned in the judgment.

This judgment was subsequently annulled, vacated, set aside and held for naught by a decree of the Choctaw and Chickasaw Citizenship Court of December 17, 1903, and the cause was subsequently certified to the Choctaw and Chickasaw Citizenship Court for a trial de novo, which court, on November 29, 1904, in case Number 27 on the Fishomingo Docket, entitled Dick Randolph, et al. versus the Choctaw and Chickasaw Nations, rendered a judgment wherein it was ordered, adjudged and decreed that the petition of the plaintiffs, Dick Randolph, Myrtle Randolph or Myrtle Randolph, Minnie Randolph, DeCosa Randolph or Decosa Randolph, Herman Randolph, Hughie G. Randolph or Hughie Randolph, William Wheat or Wm. Wheat, Jess Wheat or Jesse Wheat, De Cosa Thompson or Decosa Thompson, Ellen Thompson, Waldemar Thompson, Dollie Thompson and William J. Thompson or William Thompson, be denied, and that they be declared not citizens of the Choctaw Nation, and not entitled to enrollment as such citizens, and not entitled to any rights whatever flowing therefrom; and as to the petitioners, Myrtle Wheat and May Thompson, the Court having no jurisdiction, their petition is dismissed.

January 21, 1906, the Commission to the Five Civilized Tribes issued an order dismissing the application for the

Secretary 6

enrollment of William Myers as a citizen by intermarriage of the Choctaw Nation, for the reason that the right of his wife, Minnie Myers (as Minnie Randolph) had been denied by the Choctaw and Chickasaw Citizenship Court.

January 23, 1906, the Commission to the Five Civilized Tribes issued orders dismissing the applications for the enrollment of Lawrence V. Harper, Gracie Helen Harper, James Gustar Harper, Effie Hogg, Ora Nellie Hogg, Lena R. Randolph, Vivian Randolph, Della Blanche Myers and John Boyd Myers, and on January 24, 1906, orders were entered by the Commission to the Five Civilized Tribes dismissing the applications for the enrollment of Winona Thompson, Myrtle Thompson, Claudia Helen Thompson and Siles Clide Thompson, for the reason that the rights of the persons through whom these applicants claimed as citizens of the Choctaw Nation had been adversely determined by the decrees of the Choctaw and Chickasaw Citizenship Court in the cases above referred to.

February 4, 1906, the Commission rendered a decision denying the application for the enrollment of Myrtle E. Wheat as a citizen of the Choctaw Nation.

Under the regulations adopted by the Commissioner to the Five Civilized Tribes January 2, 1906, there was filed on January 30, 1906, by G. W. Patchell, attorney at law, Pauls Valley, Indian Territory, a petition praying for the enroll-

Secretary 7

next of Samuel C. Wall, Samuel Wall Jr., Thomas Wall, Hiram Wall, Beatie Wall, Elmer Wall, Elizabeth Wall, Daisy Harper, Lawrence Harper, Gracie Harper, Gustar Harper, Rudella Hopper, Eunice Hogg, Effie Hogg, Nellie Hogg, Lizzie Hogg, Samuel J. Hogg, Myrtle Randolph, Decora Randolph, Warren Randolph, Hugh C. Randolph, Lena R. Randolph, Roy Randolph, Vivian Randolph, Minnie Myers, Iola Blanche Myers, John B. Myers, Dick Myers, Jesse Wheat, Myrtle Wheat, Waldemar E. Thompson, Arthur Thompson, Dollie Thompson, Glandie Thompson, Giles Thompson, William J. Thompson, Winona Thompson and Ella Thompson as citizens of the Choctaw Nation, and for the enrollment of Dick Randolph, William R. Wheat, May Thompson, William Myers, Savannah Thompson and Ellen Wall as citizens by intermarriage of the Choctaw Nation.

This office could not identify the applicants herein as having been enrolled upon any of the tribal rolls of the Choctaw Nation in its possession.

February 4, 1907, the Commissioner to the Five Civilized Tribes rendered a decision denying the applications for enrollment of all the persons included in this decision and on the same date the record, together with the decision in this case, was forwarded to the Secretary of the Interior.

February 26, 1907 (Lans 13244-1907) the Indian Office

husband of Eunice Hogg, nee Wall, and that
the non-citizen husband of Daisy Harper, nee Wall, and that
no application was made to the Commission or the Commissioner
to the Five Civilized Tribes for their enrollment as citizens
of the Choctaw Nation.

It also appears in the decision of the Commissioner of February

It also appears that this office has no record of any
1907, denying these applicants, and on February 28, 1907
favorable decision ever having been rendered by the Depart-

I T D 5080, 5146, 5148, 5190, 5194, 5196, 5200, 5208, 5212, 5214, 5322,
ment in this case.

5334, 5336, 5444, 5346, 5350, 5358, 5394, 5442-1907), the Department

The letters of Kappler & Merrillat of April 7, 1909 and
affirmed said decision.

April 13, 1909 are herewith returned.

I have the honor to state that no formal allotments were
Respectfully,

never made to these persons but applications for lands were
Choctaw 4997

made in their behalf which were involved ~~Commissioner's~~ contests;
Through the Commissioner

these ~~contests~~ ~~affairs~~ ~~afterward~~ dismissed and the lands given to
AB

the contestees and patents therefor have undoubtedly been
recorded and delivered.

It further appears that T. J. Hogg was the non-citizen
husband of Eunice Hogg, nee Wall, and that J. W. Harper was
the non-citizen husband of Daisy Harper, nee Wall, and that
no application was made to the Commission or the Commissioner
to the Five Civilized Tribes for their enrollment as citizens
of the Choctaw Nation.

It also appears that this office has no record of any
favorable decision ever having been rendered by the Depart-
ment in this case.

The letters of Kappler & Merrillat of April 7, 1909 and
April 13, 1909 are herewith returned.

Respectfully,

Choctaw 4997

Commissioner.

Through the Commissioner
of Indian Affairs.

AB

Lands:
27496-1900
51863-1900
J E D

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS, U.S.

Enrollment case of
Samuel C. Wall, et al.

Washington, Jan 4 1901

The Commissioner

to the Five Civilized Tribes,
Muskogee, Oklahoma.

Sir:

Referring to your reports of April 7 and 22, 1900, relative to the Choptaw enrollment case of Samuel C. Wall, et al., you are advised that on May 20, 1900, the Department held that the case mentioned is not analogous to that of John H. Goldsby and does not come within the principles announced by the Supreme Court of the United States in its decision of November 20, 1900, in that case (211 U. S. 249). The Department declined to take any action looking to the enrollment of any of the persons included in the case of Samuel C. Wall, et al. A copy of approved office letter of May 4, 1900, is inclosed for your further information. You are requested to notify the proper parties of this action.

Very respectfully,

U. S. Banks,

Chief Clerk.

JC-S
1708

Land
27496-1908
31863-
J E B

May 4, 1908

Enrollment claims of
Samuel G. Wall et al.

The Honorable,

The Secretary of the Interior,

Sir:

Referring to Department letters of March 25, April 13 and 17, 1908 (File 2-51 Chectaw), there are transmitted herewith reports of April 7 and 23 from the Commissioner to the Five Civilized Tribes, in regard to the case of Samuel G. Wall, et al., applicants for enrollment as Chectaw citizens.

The history of the case is set out fully in the reports enclosed. The records show that on February 4, 1907, the Commissioner to the Five Civilized Tribes rendered a decision denying the application and petition for the enrollment of Samuel G. Wall, Sam F. Wall, Thomas Wall, Hiram F. Wall, Beulah L. Wall, Daisy Harper, Eunice Hogg, Myrtle Randolph, Minnie Myers, Deessa Randolph, Herman Randolph, Eugenie Randolph, Joseph C. Wheat, Robert E. Wall, Waldemar Thompson, William J. Thompson, Edna Thompson, Deessa Thompson, Ellen Thompson, Elizabeth Lydia Hogg and Emily F. Harper as citizens, for the enrollment of Ellen Wall, Mark Randolph and William E. Wheat as citizens by intermarriage, dismissing the petition for the enrollment of Elizabeth Wall and Mary-

and Thompson, denying the petition for the enrollment of William Myers and May Thompson as citizens by intermarriage, denying the petition for the enrollment of Lawrence Harper, Gracie Harper, Gustar Harper, Effie Hegg, Nellie Hegg, Lena E. Randolph, Vivian Randolph, Lelia Blanche Myers, John B. Myers, Claudie Thompson, Giles Thompson, Winona Thompson and Myrtle Wheat as citizens, and dismissing the application for the enrollment of Beulah Hopper, Samuel J. Hegg, Roy Randolph, Dick Myers and Arthur Thompson as citizens of the Chester Nation.

On February 28, 1907, the Department affirmed the decision of the Commissioner denying the applications.

In this connection your attention is invited to the opinion, dated February 19, 1907, of the Attorney General, in reference to the Chester citizenship cases of Myrtle Randolph and her brother, W. J. Thompson, which opinion is referred to by the Commissioner to the Five Civilized Tribes in his report. The Commissioner reports that it does not appear that the names of any of the persons mentioned were ever placed upon a schedule or roll of citizens of the Chester Nation by the Commission or the Commissioner to the Five Civilized Tribes, or that any of them were ever allowed to select an allotment of land as a citizen of that nation.

Moreover, it does not appear from the records of the Office that the Department ever approved any applications of these persons for enrollment as citizens of the Chester Nation. The Office is of the opinion that the case of Samuel C. Wall et al. is not analogous to that of John E. Goldsby and does not come within the principles announced by the Supreme Court of the United States

in its decision of November 20, 1900 in that case (211 U. S. 249).

It is therefore recommended that the Department take no action looking to the enrollment of any of the persons included in the case of Samuel C. Wall et al.

The record in the case and other papers pertaining thereto are inclosed for your further information.

Very respectfully

CCP-1
SXL

(Signed) R. C. Valentine,
Acting Commissioner.

WCP

JWM

APPROVED: May 20, 1900.

Frank Pierce

First Assistant Secretary.

JWM

Cheetaw 4976
Cheetaw Miner
1001.

Muskogee, Oklahoma, June 11, 1909.

Mr. Thomas Wall,

Byars, Oklahoma,

Dear Sir:

You are hereby advised that on May 28, 1908, the Secretary of the Interior held that the Cheetaw enrollment case of Samuel G. Wall is not analogous to that of John E. Goldsby (211 U. S. 248) and that he can take no action looking to the enrollment of any of the applicants therein under the opinion of the Supreme Court of the United States of November 30, 1908, in the said Goldsby case.

Respectfully,

Acting Commissioner.

AB

IN RE

Application for Enrollment of

INFANT CHILD

Robert Elmer Wall

as a citizen of

..... Nation.

Approved..... 190

.....
Commissoner.*Received*

1906

4976
7-2582

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

In Re Application for Enrollment, as a citizen of the Choctaw Nation,
 of Robert Elmer Wall, born on the 24 day of April, 1903
(Here insert name of child)

Name of Father: Thomas Wall a citizen of the Choctaw Nation.

Name of Mother: Elizabeth Wall a citizen of the by marriage Nation.

Post-office Buck 2 Ind Terr

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
 INDIAN TERRITORY.

District.

I, Elizabeth Wall, on oath state that I am 33
 years of age and a citizen, by marriage of the Choctaw Nation;
 that I am the lawful wife of Thomas Wall, who is a citizen, by
Blood of the Choctaw Nation; that a male child was
(Male or female)
 born to me on 24 day of April, 1903; that said child has been named
Robert Elmer Wall, and is now living.

WITNESSES TO MARK:

Elizabeth Wall

Must be Two
 Witnesses.

Subscribed and sworn to before me this 3 day of Oct, 1903

W A Smith

NOTARY PUBLIC.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MID-WIFE.

UNITED STATES OF AMERICA,
 INDIAN TERRITORY.

District.

I, T P Shi, a Physician, on oath state that I at-
 tended on Mrs. Elizabeth Wall, wife of Thomas Wall
 on the 27 day of April, 1903; that there was born to her on said
 date a male child; that said child is now living and is said to have been named
Robert Elmer Wall
(MALE OR FEMALE)

WITNESSES TO MARK:

T P Shi M D

Must be Two
 Witnesses.

Subscribed and sworn to before me this 3 day of Oct, 1903

W A Smith

NOTARY PUBLIC.

Muskogee, Indian Territory, May 31, 1906.

Apple & Franklin,

Muskogee, Indian Territory,

Gentlemen:

Receipt is hereby acknowledged of your letter of May 22, 1906, transmitting the affidavits of Ann Jones, John Taylor and T. L. Hedgecock N. D., to the birth of Joseph B. Collins, child of Miles S. and Lena Collins (deceased), March 7, 1894, and you are advised that under a recent opinion of the Attorney General white children of intermarried citizens are not entitled to enrollment and allotment.

Respectfully,

Commissioner.

7-4976

7-4978

Muskogee, Indian Territory, August 7, 1906.

C. P. Haggard,

Byars, Indian Territory.

Dear Sir:-

Receipt is hereby acknowledged of your letter of July 17, 1906, enclosing affidavits of Daisy Harper and A. G. Jones to the birth of Daisy R. Harper, child of J. H. and Daisy Harper, July 31, 1904; also the affidavits of Elizabeth Wall and Daisy Harper to the birth of Robert M. Wall, child of Thomas and Elizabeth Wall, April 24, 1903.

Respectfully,

Commissioner.

Choctaw Minor 1094

Carvenia Clark

M 1094

MINOR
CHOCTAW
ENROLLMENT

CARVENIA CLARK

SEE PETITION # W-30

**As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26, 1906**

DECISION RENDERED NOV 10 1906

REFUSED NOV 10 1906

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations NOV 10 1906

Copy of Decision forwarded
Attorney for Applicant NOV 10 1906

COPY OF DECISION FORWARDED
APPLICANT NOV 10 1906

RECORD FORWARDED DEPARTMENT
NOV 10 1906

New Born No. 1094.
20

IN RE

Application for Enrollment of

INFANT CHILD

Carvenia Clark

as a citizen of the

Choctaw

Nation.

Approved 190

Commissioner.

Born Feb. 12 1901.

Act of Congress approved

April 26, 1906.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

FILED.

JUN 25 1906

TAMM BIXBY, COMMISSIONER.

CHOCTAW N.B.1094.

Received June 14, 1906.

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
 of Carvenia Clark, born on the 12 day of February, 1901
(Here insert name of child.)
 Name of Father: James B. Clark, a citizen of the Choctaw Nation.
 Name of Mother Nannie Clark, a citizen of the Choctaw Nation.
 Post-Office: Durant, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, }
 INDIAN TERRITORY, }
Central District. }

I, Nannie Clark, on oath state that I am 37
 years of age and a citizen, of the _____ Nation;
 that I am the lawful wife of James B. Clark, who is a citizen, by
intermarriage of the Choctaw Nation, that a female child was
(Male or female.)
 born to me on the 12th day of February, 1901; that said child has been
 named Carvenia Clark, and is now living.

WITNESSES TO MARK:

(Must be Two Witnesses.)

Subscribed and sworn to before me this 5th day of June, 1906.

(SEAL)

R.F.Grafa

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA, }
 INDIAN TERRITORY, }
Central District. }

I, W.A. Clark, M.D., a Durant, I.T., on oath state that I
 attended on Mrs. Nannie Clark, wife of James B. Clark,
 on the 12 day of February, 1901; that there was born to her on said
 date a female child; that said child is now living and is said to have been
(Male or female.)
 named Carvenia Clark.

WITNESSES TO MARK:

(Must be Two Witnesses.)

Subscribed and sworn to before me this 5th day of June, 1906.

(SEAL)

R. F. Grafa.

Notary Public.

Carbenia Clark, petitioner,
Vs.
Choctaw & Chickasaw Nations, defendants.

I, Thomas Norman, do solemnly swear that I served a true and correct, perfect and literal copy of the petition in the above styled case of Carbenia Clark, to which this affidavit is attached, on Mansfield, McMurray & Cornish, on January 19, 1906, by registering to them the said copy addressed to them at South McAlester, I. T. on said date, and the registry receipt hereto attached was issued on said registration.

Thos. Norman.

Subscribed and sworn to before me this January 20, 1906.

(Seal)

H. P. Stonnum.
Notary Public.

(SEAL)

(Registry Receipt Attached).

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Carbenia Clark, by her father
James B. Clark, was her natural
guardian, petitioner.

Vs.

Choctaw and Chickasaw Nations,
Defendants.

Petition for identifi-
cation and enrollment.

Comes now petitioner, Carbenia Clark, by and through her father, and respectfully states that she is a citizen of the Choctaw Nation, and is entitled to be identified and enrolled as a citizen thereof, and to all the rights, privileges, and immunities of any other citizen of said Nation.

As grounds therefor, she alleges that her father, a white man, on or about the ____ day of July 1886, married a citizen of said Nation by blood named Mary Ellen Airington, in accordance with the laws of said Nation; that at the date of said marriage they both were residents thereof, and continued to be such residents at all times there afterwards; that by virtue of said marriage, their said father then and there became a citizen of the Choctaw Nation by marriage, and has at all times since been ^{such} citizen; that he has always been enrolled; that he is now on said rolls, and his enrollment has been approved by the Secretary of the Interior; that he has allotted his lands of said Nation and drawn his share of the monies thereof heretofore distributed.

The said Mary Ellen Airington, died on the 30 day of ____ 1896, and thereafterwards their said father married their mother, Nannie James, a white woman and a resident of said nation, in accordance with the laws of said nation; that they both were residents of said nation at that date, and have continued to be residents thereof at all times since then.

Petitioners state that theree was born to the said James B. Clark and Nannie Clark as an issue of this marriage, your petitioner, who was born on the 12th day of February, 1901; that she was born in said Nation, of parents who were citizens thereof, and who owned immediate allegiance thereto; and that she was born to the same allegiance, and to the same citizenship, that of the Choctaw Nation.

Application for her enrollment was duly made before the 25th day of December, 1902, about the 20th of December, 1902, as will appear from the records of the Commissioner, but in said application so made the stenographer has misspelled her name, and has it she is informed Carr V. Clark.

Wherefore, considering the above, petitioner prays to be identified and enrolled as a citizen of the Choctaw Nation, and for all other and proper and suitable relief.

Thos Norman.

I, James B. Clark, do solemnly swear that the facts and statements contained in the above petition are true.

James B. Clark.

Subscribed and sworn to before me this the 16 day of January, 1906.

H. F. Grafe.
Notary Public.

(SEAL) (Indorsed on Back as follows)
Department of the Interior,
Commissioner to the Five Civilized Tribes

F I L E D.

Jan 22, 1906.

Tams Bixby, Commissioner.

MARRIAGE LICENSE.

NO. 546.

UNITED STATES OF AMERICA,)
THE INDIAN TERRITORY,) SS
CENTRAL DISTRICT.)

TO ANY PERSON AUTHORIZED BY LAW TO SOLEMNIZE MARRIAGE-GREETING:

You are hereby commanded to solemnize the RITE and publish the Banns of Matrimony between Mr. J. B. Clark of Durant in the Indian Territory, aged 35 years, and Mrs. Nannie Jones of Caddo in the Indian Territory, aged 31 years, according to law, and do you officially sign and return this License to the parties therein named.

Witness my hand and official seal, this 5 day of September A.D. 1899.

E. J. Fannin
Clerk of the United States Court.

D. H. Robb, Deputy.

CERTIFICATE OF MARRIAGE.

UNITED STATES OF AMERICA)
INDIAN TERRITORY) SS I, A Frank Ross a Baptist
CENTRAL DISTRICT.) Minister of the Gospel do hereby

certify that on the 10 th day of September A.D. 1899, I did duly and according to law, as commanded in the foregoing license, solemnize the Rite and Publish the Banns of Matrimony between the parties therein named.

Witness my hand this 11th day of Sept. A. D. 1899.
My credentials are recorded in the office of the Clerk of the United States Court in the Indian Territory, Central District, Book A. Page 56.

A Frank Ross,
a Baptist Minister

(Stamp)

Indorsed on back as follows.

No. 546. Certificate of Marriage of
United States of America
The Indian Territory,
Central District.

I, E. J. Fannin, Clerk of the United States Court in the Indian Territory and District aforesaid, do hereby certify that the license for and certificate of Marriage of Mr. J. B. Clark and Mrs. Nannie Jones was filed in my office in said Territory and District aforesaid the 5th day of Oct. A.D. 1899 and recorded in Book one of Marriage Record Page 273. WITNESS my hand and seal of said Court at Atoka this 5 day Oct. A.D. 1899.

E. J. Fannin, CLERK
D. H. Robb, Deputy.

(STAMP)

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED.

FEB. 27 1906.

Tams Bixby, Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.
Muskegee, Indian Territory, February 27, 1906.

In the matter of the application for the enrollment of
Carbenia Clark as a citizen of the Choctaw Nation.

Under the regulations adopted by the Commissioner January 2, 1906, there was filed on January 22, 1906, by Thomas Norman, attorney for the petitioner, a petition praying for the enrollment of Carbenia Clark as a citizen of the Choctaw Nation, by reason of being the child of James B. Clark, whose name appears on the roll of citizens by intermarriage of the Choctaw Nation, opposite No. 969.

On February 7, 1906, James B. Clark, Durant, Indian Territory, Thomas Norman, attorney for the petitioner, Ardmore, Indian Territory, and Messrs. Mansfield, McMurray & Cornish, attorneys for the Choctaw and Chickasaw Nations, South McAlester, Indian Territory, were notified that the Commissioner to the Five Civilized Tribes would at his office at Muskegee, Indian Territory, on Tuesday, February 27, 1906, at one o'clock, P.M., hear such testimony and receive such other evidence as might be submitted in support of the petition for the enrollment of Carbenia Clark as a citizen of the Choctaw Nation.

Now on this 27th day of February, 1906, at eleven o'clock A.M., this case being called for hearing, the following appearances were entered and proceedings had.

APPEARANCES:

For the petitioner, James B. Clark and Mammie Clark,
Thomas Norman, Ardmore, Indian Territory, attorney
for the petitioner,
G. Rosenwinkel, of Mansfield, McMurray & Cornish,
appearing on behalf of the Choctaw and Chickasaw Nations.

By Mr. Rosenwinkel:

The Choctaw and Chickasaw Nations object to any proceedings in this case, first, for the reason that the records of the Commission to the Five Civilized Tribes do not show that application was ever made for the enrollment of this petitioner within the time prescribed by law; and object for the further reason that the name of the petitioner does not appear upon the tribal rolls of the Choctaw Nation within the meaning of the Act of May 31, 1900. We also state that the petitioner is not in any event such a person as is entitled to share in the tribal property of the Choctaw or Chickasaw Nations, being a white person, not a citizen by blood or intermarriage or adoption.

HANNIE CLARK, being duly sworn, testified as follows:

By the Commissioner:

- Q What is your name? A Hannie Clark.
Q How old are you? A 37 years old.
Q What is your post-office address? A Durant, Indian Territory.
Q What relation are you to Garbenia Clark? A I am her mother.
Q Who is the father of Garbenia Clark? A James B. Clark.
Q Were you and James B. Clark married in accordance with a license? A Yes sir.
Q When? A September 10, 1899.
Q When was Garbenia Clark born? A She was born February 12, 1901.
Q Are you a citizen of the Choctaw Nation? A No sir.
Q You make no claim to citizenship in the Choctaw Nation? A No sir, unless it would be by intermarriage.
Q You have no claim pending as a citizen by intermarriage or of the Choctaw Nation; you are a white woman? A Yes sir. I am a Cherokee, about one sixteenth; of course it has never been proved; I would be considered a white person.

By Mr. Herman:

- Q What little child is that over there in the lap of your husband?
A My baby.
Q Is that the child you are making application for? A Yes sir.
Q What is its name? A Garvenia Clark.
Q How do you spell that name? A G-a-r-r-v-e-n-i-a, I don't know the correct way; that is the way I spell it.
Q Spell it correctly, what is the correct spelling of Garvenia Clark? A G-a-r-r-v-e-n-i-a is the way we spell it.

By the Commissioner:

Q On January 22, 1906, there was filed with this office a petition, verified by James B. Clark, praying for the enrollment of Carbenia Clark; is this Carbenia Clark identical with Carrvenia Clark? A Mistake in the spelling.

By Mr. Norman:

- Q Where have you lived since your marriage with your husband?
A We lived in the Choctaw Nation, Blue County, until last April 6, and we moved in the Chickasaw Nation, I dont know what county.
- Q Since you married your husband have you at any time lived out of the Choctaw and Chickasaw Nations? A No sir, never have.
- Q Where was your child born? A She was born in the Choctaw Nation, Blue County.
- Q Has she or not remained since her birth in the Choctaw or Chickasaw Nations? A Yes sir, never been anywhere else.
- Q Mrs. Clark, do you know anything about your husband making any application for the enrollment of your child before the present time? A Yes sir, his father and brothers all made an application as blood by Mississippi Choctaw when she was young, and he put her on the roll; dont remember the date.
- Q Do you remember whether or not he came here at that time to give in his evidence in behalf of his father? A Yes sir, he came here, but I dont know what for.
- Q Did he come with his father? A No sir, he didnt come with his father; his father was dead when he came.
- Q Do you know anything about it personally, about the applications being made that way? A The applications being made for Carr; no sir, I wasnt here.
- Q Did he make any statement to you when he returned home, as to whether he made application for the child? A No.

By Mr. Rosenwinkel:

We object to that.

By the Commissioner:

Objection sustained.

By Mr. Rosenwinkel:

- Q How long after the birth of this child was it when your husband made this trip you speak of? A Why it has been about-- when he made the trip to Muskogee?
- Q Yes. A It has been about two years ago, I think.

- 4-
- Q Two years after your child was born? A No sir, two years back, it seems to me that he made the trip up here, as well as I remember.
- Q You are quite positive that it was about two years back? A No sir.
- Q Fix the time as near as you can? A As near as I can fix it he made the trip two years ago this spring.
- Q Two years ago this spring as near as you can fix it? A Yes sir.

By Mr. Norman:

- Q But you dont know the exact date? A No.
- Q Couldnt say whether it was two or four years? A No sir, couldnt say positive, just gave my best opinion.

By Mr. Roseniakel:

- Q You mean to say you cant say whether it was two or four years? A Dont know the exact date, that is the nearest I can come to it, cant tell the exact date.
- Q How old was this child when he went to Muskogee? A Dont know how old the child was.
- Q Do you mean to say now that you cannot tell whether it was two or four years? A It wasnt as far back as four.
- Q It wasnt? A No sir.
- Q Why did you tell Mr. Norman --? A I said it was between two and four.
- Q Give your best judgment, fix it as near as you can? A In my best judgment, it was in the Spring two years ago.

By Mr. Norman:

- Q Is it the last time he was here? A The last time he was here.
- Q You dont mean to say that he had been here before that? A No sir.

Witness Examined.

JAMES B. CLARK, being duly sworn, testified as follows:

By the Commissioner:

- Q What is your name? A James B. Clark.
Q How old are you? A 40.
Q What is your post-office address? A Durant.
Q What is your father's name? A Moses C. Clark.
Q What is the name of your mother? A Nancy.

The name of the witness appears on the final roll of citizens by intermarriage of the Choctaw Nation, approved by the Secretary of the Interior, opposite No. 969.

By Mr. Nerman:

- Q What relation exists between yourself and Carrvenia Clark?
A I am supposed to be her father.
Q The name is spelled in the petition C-a-r-b-e-n-i-a; is that the correct spelling? A I dont know how the photographer (meaning stenographer) wrote it; I just gave her the name of Carrvenia; I dont know how the photographer (stenographer) spelled it.
Q Is that the same child the petition is made for? A Yes sir; I just gave her name Carrvenia; how she spelled it I dont know.
Q Was the spelling as given in by your wife the correct way of spelling it? A Generally about two ways to spell a name; what would be the correct way to spell Carr I dont know; I just gave the name in; she done the writing.
Q Did you ever at any time make application for the enrollment of this child? A Our cases, our father's and all the boys, is in this office by blood. The Judge of this Commission advised me to go through my part of it on an intermarried list, and not by blood; he said I had two shots at it; he said in his opinion I had just one there; that could place my wife and babyen Pa's application--

By Mr. Rosenwinkel:

We object; that is not responsive to the question.

By the Commissioner:

(To the witness)

Just answer the question.

By Mr. Norman:

- Q You were then prosecuting the petition for the enrollment in two ways, as an intermarried citizen and as an Indian by blood?
A Yes sir.
- Q As I understand it then you were put your child's name in on application by blood? A Yes sir.
- Q What time was that? A I am not able to say for I forgot.
- Q Who was your lawyer at that time? A Pool.
- Q J.O. Pool? A Yes sir; I am not able to say the correct dates.
- Q Wasn't it about three days before Christmas, 1902? A It was in cold weather I know, that much I know; I would not say positive.
- Q That is your child? A That is my child.

By Mr. Norman:

The attorney for the petitioner states that he looked over the records in this case and that the evidence does show that a child named Carr V. Clark, purporting to be the child in this petition, whose name is mentioned in the evidence, and application was made for its enrollment about three days before Christmas, 1902, and he asks that the evidence taken at that time may be produced that he may see it.

By Mr. Rosenwinkel:

- Q You stated a while ago that you were supposed to be the father of this child? A I am the father of that child.
- Q Now when you appeared before the Commission on the 22nd day of December, 1902, did you give testimony in more than one case? A Well dont remember; I aint going to answer that question; memory slips and I would not say, for I dont recollect, now I aint able to say.
- Q You dont know much about what happened that day? A Why I was here before the Commission; I turned my wife and baby in to him, and he written it on a ledger.
- Q Gave your wife and baby in? A Yes sir, and he wrote that down; said I will just use V.; cut it short; he used V. instead.

By the Commissioner: Who was that? A The Chairman; I dont know his name, kind of an old man.

By Mr. Rosenwinkel:

- Q You say you applied for this child as a Mississippi Choctaw? A I placed it on that roll, yes sir.
- Q You never did apply for the child then as a citizen? A Not a man to do it sometime ago, dont know whether he did or not.

- Q Prior to December 25, 1902, the only application that you made for Carrvenia Clark, according to your own statement, was as a Mississippi Choctaw? A When I placed her--
Yes sir, I put her on that way.
- Q That was the only way you put her on? A Yes sir, from the time she was born, that was the only way I made application for her.
- Q You say also that you applied for your wife as a Mississippi Choctaw? A Intermarried Mississippi Choctaw.
- Q Intermarried Mississippi Choctaw? A Intermarried, if I aint mistaken.
- Q That is your recollection? A I think it is intermarried.

By the Commissioner:

The records of this office do not show that any application was ever made for the enrollment of the petitioner, Carbenia Clark, as a citizen by blood of the Choctaw Nation prior to the filing of the petition herein. On May 22, 1902, James B. Clark appeared before the Commission and made application for the identification of himself and his minor child, James Carr V. Clark, as Mississippi Choctaws.

By Mr. Norman:

- Q Is James Carr V. Clark, mentioned by the Commissioner, the same child we have been speaking of as Carrvenia? A Full name?
- Q I asked if it is the same child? A Same child.
- Q Where is your marriage license? A (Witness produces paper appearing to be marriage license.)

By Mr. Norman:

(Offers in evidence marriage license and proof of marriage.)

Witness Excused.

Cora Moore, being duly sworn, states that as stenographer to the Commissioner to the Five Civilized Tribes, she reported the proceedings had in the above entitled cause on the 27th day of February, 1906, and that the above and foregoing is a full and complete transcript of her stenographic notes taken in said cause on said date.

Subscribed and sworn to before me this 2nd day of March, 1906.

Cora Moore
Notary Public
Notary Public.

25-1094.
V-30.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

---00000---

In the matter of the application for the enrollment of
Carvenia or (Carbenia) Clark as a citizen of the Choctaw Nation.

D E C I S I O N .

It appears from the record herein that on June 14, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Carvenia or (Carbenia) Clark (born February 12, 1901) as a citizen of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

Under the regulations adopted by the Commissioner to the Five Civilized Tribes January 2, 1906, there was filed January 22, 1906, by Thomas Norman, attorney at law, Ardmore, Indian Territory, a petition praying for the enrollment of the applicant as a citizen of the Choctaw Nation.

The applicant herein claims her right to enrollment as a citizen of the Choctaw Nation by reason of being the daughter of James B. Clark, a white man, whose name appears as number 969 upon the final roll of citizens by intermarriage of the Choctaw Nation, approved by the Secretary of the Interior September 22, 1904, and Hannie Clark, a non-citizen white woman.

I am, therefore, of the opinion that the application and the petition for the enrollment of Carvenia or (Carbenia) Clark as a citizen of the Choctaw Nation, should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), as amended by the Act of Congress approved June 21, 1906 (Public No. 258), and it is so ordered.

Muskogee, Indian Territory,

NOV 10 1906

Commissioner.

23-1094

W- 30

COPY

Muskogee, Indian Territory, November 10, 1906.

James B. Clark,

Durant, Indian Territory.

Dear Sir :--

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered November 10, 1906, denying the application and petition for the enrollment of Garvenia or (Carbenis) Clark as a citizen of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

James B. Clark

Commissioner.

Registered.

Incl. 23-1094.

W-30.

23-1094
W- 30

COPY.

Muskogee, Indian Territory, November 10, 1906.

Thomas Herman,
Attorney at Law,
Armore, Indian Territory.

Dear Sir :--

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered November 10, 1906, denying the application and petition for the enrollment of Carvenia or (Garbenia) Clark as a citizen of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tamm Bates*
Commissioner.

Registered.

Incl. 23-1094.

W-30.

23-1094

W-30

COPY.

Muskogee, Indian Territory, November 10, 1906.

Manufield, McMurray & Gernish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:--

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered November 10, 1906, denying the application and petition for the enrollment of Carvenia or (Carbenia) Clark as a citizen of the Choctaw Nation.

The Decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Signed: James D. Smith

Commissioner.

Incl. 23-1094.

W-30.

COPY

Muskogee, Indian Territory, November 10, 1906.

The Honorable,

The Secretary of the Interior.

Sir :--

There is transmitted herewith record of proceedings in the matter of the application and petition for the enrollment of Carvenia or (Carbenia) Clark as a citizen of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated November 10, 1906, denying said application and petition.

Respectfully,

SIGNED *Tams Blodgett*

Commissioner.

23-1094.

W-30.

Through the

Commissioner of Indian Affairs.

DEPARTMENT OF THE INTERIOR,

I. R.

WASHINGTON,

D.C. 1890-1907.

I. R.

5001, 5128, 5130, 5140, 5202-1907.
5206, 5330, 5326, 5330, 5360- "
5392, 5412, 5446, 5474, 5494- "
5500, 5504, 5506, 5512, 5516- "
5550, 5574, 5570, 5584, 5586- "
5588, 5592, 5596, 5604, 5614- "
5610, 5640, 5616, 5628, 5630- "
5362-1907. 5124-1906.

March 1, 1907.

DIRECT

Commissioner to the Five Civilized Tribes,

Redwood, Indian Territory.

Sir:

Your decisions in the following Shoshone citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed.

Title of Case.

Date of your letter of transmittal.

Donnie Henderson	January 24, 1907.
Josephine Labun, et al.	February 27, 1907.
Amo Allen Harvey, et al. (freedman)	February 7, 1907.
Jodie Lee Hancock,	February 8, 1907.
James Louis Rogers, et al.	January 28, 1907.
Porter Buckner (freedman)	February 8, 1907.
Bother James (freedman)	February 8, 1907.
Nelsie Butler, et al.	February 7, 1907.
Verna Dunlap, et al.	January 23, 1907.
Betty Prince, et al.	June 24, 1906.
Harry Muffy, et al.	January 29, 1907.
John Henry Sanders, et al. (freedman)	January 26, 1907.
Bole Imelle Ray	January 9, 1907.
Marvin Parks, et al.	January 11, 1907.
David B. Tidwell, et al.	January 9, 1907.
A. J. Grown, et al.	January 25, 1907.
Ador Williams, et al. (freedman)	February 3, 1907.

Title of case.**Date of your
letter of transmittal.**

Nary Henry	January 26, 1907.
Edith Paul, et al.	January 26, 1907.
Willie J. Walker, et al.	January 4, 1907.
Martha McGay (freedman)	January 21, 1907.
Thomas Virgil Bottoms, et al.	January 9, 1907.
Augustus Burris (freedman)	February 6, 1907.
James Wilson Welch	January 26, 1907.
Vera L. Billard	January 26, 1907.
Samie Morris (freedman)	February 6, 1907.
Thossteenie Pearce	December 24, 1906.
Alta A. Brown, et al.	January 29, 1907.
William Henry Riddle	January 26, 1907.
Lula Benton Bond, et al.	December 23, 1906.
Nanina Maud Carrel	January 26, 1907.
Ruthie Ervin, et al.	November 10, 1906.
Harrison Robison	December 24, 1906.
George Robinson, et al.	December 24, 1906.
Carvenia Clark	November 10, 1906.
James King	January 26, 1907.
Hettie Brown, et al.	June 14, 1906.

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Joan E. Wilson.

Assistant Secretary.

37 inclosures, and
74 to Ind. Of.

Refer in reply to the following.

LAND

98851-1906.

DEPARTMENT OF THE INTERIOR,

D.C. 12300-1907. OFFICE OF INDIAN AFFAIRS,

WASHINGTON.

February 25, 1907.

C O P Y

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of Carvenia (Carbenia) Clark as a citizen of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated November 10, 1906, adverse to the applicant.

The record shows that on June 14, 1906 application was made to the Commissioner to the Five Civilized Tribes for the enrollment of this applicant as a citizen of the Choctaw Nation. The applicant herein claims her right to enrollment as a citizen of the Choctaw Nation by reason of being the daughter of James B. Clark, a white man, whose name appears on the final roll of citizens by intermarriage of the Choctaw Nation, and of Nannie Clark, a white woman.

By reason of the provisions of the Act of Congress approved April 25, 1906, (34 stat. L., 325), the Office concurs in the decision of Commissioner Bixby denying the enrollment of this applicant as a citizen of the Choctaw Nation.

Very respectfully,

C. F. Larrabee

Acting Commissioner.

EBM-LC.

23-1094

V-30

Muskogee, Indian Territory, April 12, 1907.

James B. Clark,

Durant, Indian Territory.

Dear Sir:

You are hereby advised that on March 1, 1907, the Secretary of the Interior affirmed the decision of this office of November 10, 1906, denying the application and petition for the enrollment of Caryenia or (Carbenis) Clark as a citizen of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

ACTING Commissioner.

23-1094
V-30

Muskogee, Indian Territory, April 12, 1907.

Thomas Norman,
Attorney at Law,
Armore, Indian Territory.

Dear Sir:

You are hereby advised that on March 1, 1907, the Secretary of the Interior affirmed the decision of this office of November 10, 1906, denying the application and petition for the enrollment of Garvenia or (Garbenia) Clark as a citizen of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

ACTING Commissioner.

23-1094

V-30

Muskogee, Indian Territory, April 12, 1907.

Hansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 1, 1907, the Secretary of the Interior affirmed the decision of this office of November 10, 1906, denying the application and petition for the enrollment of Garvenia or (Garbenia) Clark as a citizen of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

ACTING Commissioner.

Choctaw Minor 1095

Cleo Irene Cummings

Cordia Catharine Cummings

Cora Lee Cummings

Flossa Bell Cummings

Younger Cummings

Zula May Cummings

M 1095

MINOR
CHOCTAW
ENROLLMENT

Cleo Irene Cummings
 Cordia Catharine Cummings
 Cora Lee Cummings
 Flossa Bell Cummings
 Younger Cummings
 Zula May Cummings

As Citizen of the
CHOCTAW NATION

Act of Congress

Approved April 26. 1906

Decision Rendered Dec 26 1906

Refused Dec 26 1906

Copy of Decision Forwarded
 Attorneys for Choctaw and
 Chickasaw Nations DEC 26 1906

COPY OF DECISION FORWARDED
 APPLICANT DEC 26 1906

RECORD FORWARDED DEPARTMENT
 DEC 26 1906

ACTION APPROVED BY
 SECRETARY OF INTERIOR
 FEB 26 1907

Notice of Departmental Action
 Forwarded Attorneys for Choctaw
 and Chickasaw Nations. APR 5 1907

Notice of Departmental
 Action Mailed Applicant APR 5 1907

NEW BORN

190

IN RE

Application for Enrollment of

INFANT ~~WILSON~~ CHILD

Act of Congress Approved
April 26, 1906.

....Cleo Irene Cummings.....

as a citizen of

.....CHOCTAW..... Nation.

Approved..... 190...

.....
Commissioner.

Born Dec. 4, 1896

ACT OF CONGRESS APPROVED APRIL 26, 1906.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED MAY 29 1906

Tams Bixby Commissioner.

RECEIVED MAY 24 1906

CHOCTAW

7-5917

R

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

~~RECEIVED AT THE COMMISSIONER'S OFFICE, DEPARTMENT OF THE INTERIOR, WASHINGTON, D.C.~~

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Nation,
of Cleo Irene Cummings born on the 4 day of Dec. 1895.
[Here insert name of child]
Name of Father: Henry A. Cummings a citizen of the Choctaw Nation.
non
Name of Mother: Lela Cummings a citizen of the Nation.

Postoffice: Hoyt Indian Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
wester District. }

I, Lela Cummings on oath state that I am 29
non
years of age and a citizen by of the Nation;
that I am the lawful wife of Henry A. Cummings who is a citizen, by
Intermarriage of the Choctaw Nation; that a female child was
[Male or Female]
born to me on fourth day of December 1895; that said child has been named
Cleo Irene Cummings and was living March 4, 1906.

Lela Cummings

WITNESSES TO MARK:

S. B. Wilcox
[Must be Two Witnesses] { M. E. Trout

Subscribed and sworn to before me this 22 day of May 1906.

My Commission Expires May 10th 1909 D. S. Wilcox
Notary Public.
(Seal)

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
central District. }

I, T. B. Turner a physician on oath state that I
attended on Mrs. Lela Cummings wife of Henry A. Cummings
said to have been the 4th of Dec. 1895
on the sixth day of December 1895; that there was born to her on said date a female
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named Cleo Irene
Cummings
T. B. Turner M. D.

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 19th day of May 1906.

(Seal)

Edwin O. Clark
Notary Public.

23-1095-
K

DEPARTMENT OF THE INTERIOR.

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Affidavit of Father.

In Re the application for enrollment of Cleo Irene Cummings as a
citizen of the Choctaw Tribe of Indians.

United States of America, {
Indian Territory, { ss:
Central District. {

I, Henry A. Cummings, of Hoyt, Indian Territory, first being duly sworn state on oath that I am the father of the said Cleo Irene Cummings; that Lola Cummings is my wife and the mother of said Cleo Irene Cummings; that said Cleo Irene Cummings was born on the fourth day of December, 1895; that Dr. Waite was the attending physician and was present at the birth of the said Cleo Irene Cummings; the said Dr. Waite lived at that time at Hoyt, Indian Territory, but that since that time I have lost all trace of him and am unable to exhibit his affidavit, that also there was a lady present at the birth of said Cleo Irene Cummings but that she too has gone away and I have lost all trace of her, and therefore can not exhibit her affidavit.

Henry A. Cummings

Subscribed and sworn to before me this 19th day of May, 1906.

Edwin C. Clark.
Notary Public.

My commission expires Jan 17, 1909

(Seal)

(Indorsed)

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED MAY 29 1906

Tams Dixby Commissioner

DEPARTMENT OF THE INTERIOR.

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Affidavit of attending physician.

In Re the application for enrollment of Cleo Irene Cummings as a citizen of the Choctaw Tribe of Indians.

United States of America, (
Indian Territory, {ss:
Central District. {

I, T.B. Turner, of Stigler, Indian Territory, being duly sworn state on oath that I was on the sixth day of December, 1895, a practicing physician located at Hoyt, Indian Territory; that at that time I was acquainted with Henry A. Cummings and Lela Cummings, father and mother, respectively, of the said Cleo Irene Cummings; that on said date I was called to visit Mrs. Lela Cummings in my professional capacity and found her suffering from septic fever caused from laceration from child birth and with her in bed was a female child apparently not more than two days old and was said to have been born, by the mother, on the fourth day of December, 1895; that I was informed that Dr. Waite's was the attending physician at the birth of the child but that he was under the influence of intoxicants and could not attend at the time I was there.

T.B. Turner M.D.

Subscribed and sworn to before me this 19th day of May, 1906.

(Seal)

Edwin O. Clark
Notary Public.

My commission expires Jan. 17, 1909.

(Indorsed)

FILED MAY 29 1906

Tams Bixby Commissioner.

NEW BORN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

..Cordia Catharina Cummings.....

as a citizen of

.....CHOCTAW..... Nation.

Approved..... 190...

.....
Commissioner.

Born Sept. 4, 1897

ACT OF CONGRESS APPROVED APRIL 26, 1906.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED MAY 29 1906

Tams Dixby Commissioner

RECEIVED MAY 24 1906.

CHOCTAW

7-5917

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Chontaw.....Nation,
of Cordia Catharine Cummings....., born on the 4.....day of September.....1897.
[Here insert name of child]
Name of Father: Henry A. Cummings.....a citizen of the.....Chontaw.....Nation.
non citizen
Name of Mother: Lola Cummings.....a ~~CHONTAW~~ of the.....Chontaw.....Nation.
Tribal enrollment of father: by intermarriage.....Tribal enrollment of mother.....
Postoffice.....Hayt Indian Tar.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
...Western.....District. }

I,Lola Cummings.....on oath state that I am.....29.....
non citizen
years of age and a ~~CHONTAW~~....., of the.....Chontaw.....Nation;
that I am the lawful wife of.....Henry A. Cummings....., who is a citizen, by
...Intermarriage....., of the.....Chontaw.....Nation; that a Female.....child was
[Male or Female]
born to me on 4th.....day of September.....1897; that said child has been named
...Cordia Catharine Cummings....., and was living March 4, 1906.

.....Lola Cummings.....

WITNESSES TO MARK:

[Must be Two Witnesses] {S. E. Wilcox.....
.....M. E. Trout.....

Subscribed and sworn to before me this.....22.....day of...May.....1906.

My commission expires May 10th 1909.....D. S. Wilcox.....
Notary Public.
(seal)

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
.....District. }

I,Jaley A. Hiseaw....., a.....Midwife....., on oath state that I
attended onLola Cummings....., wife of.....Henry A. Cummings.....
on the 4th.....day of September.....1897; that there was born to her on said date a Female.....
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named...Cordia Catharine
...Cummings.....
.....Jaley A. Hiseaw.....

WITNESSES TO MARK:

[Must be Two Witnesses] {S. E. Wilcox.....
.....M. E. Trout.....

Subscribed and sworn to before me this.....22.....day of...May.....1906.

My commission expires May 10th 1909.....D. S. Wilcox.....
Notary Public.
(seal)

NEW BORN

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

.....Floresa Bell Cummings.....

as a citizen of

CHOCTAW Nation.

..... 190...

Commissioner.

BORN MAY 4, 1900

ACT OF CONGRESS APPROVED APRIL 26, 1906.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

FILED MAY 29 1906.

Tans Bixby Commissioner

RECEIVED MAY 24 1906.

CHOCTAW

7-5317

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
Flossa Bell Cummings born on the 4 day of May 1900.
[Here insert name of child]
Name of Father: Henry A. Cummings a citizen of the Choctaw Nation.
Name of Mother: Lela Cummings a citizen of the non Nation.
Tribal enrollment of father: by intermarriage Tribal enrollment of mother: _____
Postoffice: Hoyt, Indian Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Western District. }

I, Lela Cummings on oath state that I am 29
non
years of age and a citizen by _____ of the _____ Nation;
that I am the lawful wife of Henry A. Cummings who is a citizen, by
Intermarriage of the Choctaw Nation; that a Female child was
[Male or Female]
born to me on 4 day of May 1900; that said child has been named
Flossa Bell Cummings and was living March 4, 1906.

Lela Cummings

WITNESSES TO MARK:

[Must be Two Witnesses] { S. B. Wilcox
M. B. Trout

Subscribed and sworn to before me this 22 day of May 1906.

My commission expires May 10th 1909 D. S. Wilcox
Notary Public.

(Seal)

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, T. B. Turner a physician on oath state that I
attended on Lela Cummings wife of Henry A. Cummings
on the fourth day of May 1900; that there was born to her on said date a female
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named Flossa
Bell Cummings
T. B. Turner M. D.

WITNESSES TO MARK:

[Must be Two Witnesses] { _____

Subscribed and sworn to before me this Eighteenth day of May 1906.

(Seal) Edwin O. Clark
My commission expires Jan 17, 1909. Notary Public.

NEW BORN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

.....Gura Lea Cummings.....

as a citizen of

.....CHOCTAW..... Nation.

Approved..... 190...

.....
Commissioner.

Born Dec. 30, 1899

ACT OF CONGRESS APPROVED APRIL 26, 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED MAY 29 1906.

Tams Bixby Commissioner.

RECEIVED MAY 24 1906.

CHOCTAW

7-5917

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Cora Lee Cummings born on the 30 day of Dec. 1899.
[Here insert name of child]
Name of Father: Henry A. Cummings a citizen of the Choctaw Nation.
Name of Mother: Lela Cummings non a citizen of the Choctaw Nation.
Tribal enrollment of father by Intermarriage Tribal enrollment of mother

Postoffice Hoyt Indian Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
... Western District. }

I, Lela Cummings on oath state that I am 29 years of age and a non citizen of the Choctaw Nation; that I am the lawful wife of Henry A. Cummings, who is a citizen, by Intermarriage of the Choctaw Nation; that a female child was born to me on 30 day of December, 1899; that said child has been named Cora Lee Cummings, and was living March 4, 1906.

Lela Cummings

WITNESSES TO MARK:

[Must be Two Witnesses] { S. E. Wilcox
M. E. Trout

Subscribed and sworn to before me this 22 day of May, 1906.

My commission expires May 10th 1909 D. S. Wilcox
(Seal) Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
... District. }

I, Jaley A. Hisaw, a midwife, on oath state that I attended on Lela Cummings, wife of Henry A. Cummings, on the 30 day of Dec., 1899; that there was born to her on said date a Female child; that said child was living March 4, 1906, and is said to have been named Cora Lee Cummings.

Jaley A. Hisaw

WITNESSES TO MARK:

[Must be Two Witnesses] { S. E. Wilcox
M. E. Trout

Subscribed and sworn to before me this 22 day of May, 1906.

My commission expires May 10th 1909 D. S. Wilcox
(Seal) Notary Public.

NEW BORN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

..... Younger Cummings

as a citizen of

..... CHOCTAW Nation.

Approved..... 190...

.....
Commissioner.

Born March 30, 1903

ACT OF CONGRESS APPROVED APRIL 26, 1906.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED MAY 29 1906.

Tams Bixby Commissioner.

RECEIVED MAY 24 1906

CHOCTAW

7-5917

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Younger Cummings, born on the 30 day of March, 1903.
(Here insert name of child)
Name of Father: Henry A. Cummings a citizen of the Choctaw Nation.
non
Name of Mother: Lela Cummings a citizen of the Choctaw Nation.
Tribal enrollment of father: by Intermarriage Tribal enrollment of mother: _____
Postoffice: Hoyt Indian Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
District. }

I, Lela Cummings, on oath state that I am 29 years of age and a citizen by non of the Choctaw Nation; that I am the lawful wife of Henry A. Cummings, who is a citizen, by Intermarriage, of the Choctaw Nation; that a male child was born to me on 30 day of March, 1903; that said child has been named Younger Cummings and was living March 4, 1906.

Lela Cummings

WITNESSES TO MARK:

[Must be Two Witnesses] { S. E. Wilcox
M. E. Trout

Subscribed and sworn to before me this 22 day of May, 1906.

(Seal)

My commission expires May 10th 1909

D. S. Wilcox

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
District. }

I, T. B. Turner, a physician, on oath state that I attended on Lela Cummings, wife of Henry A. Cummings, on the thirtieth of March, 1903; that there was born to her on said date a male child; that said child was living March 4, 1906, and is said to have been named Cole Younger Cummings.

T. B. Turner M. D.

WITNESSES TO MARK:

[Must be Two Witnesses] { _____

Subscribed and sworn to before me this Eighteenth day of May, 1906.

(Seal)

My commission expires Jan. 17, 1909.

Bever O. Clark

Notary Public.

NEW BORN

190

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Zula May Cummings.

as a citizen of

CHOCTAW Nation.

Approved..... 190...

Commissioner.

Born Aug. 18, 1905.

ACT OF CONGRESS APPROVED APRIL 26, 1906.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED MAY 29 1906.

Tams Bixby Commissioner.

RECEIVED MAY 24 1906

CHOCTAW

5917

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 28, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Zula May Commings born on the 18 day of August 1905
(Here insert name of child)
Name of Father: Henry A. Commings a citizen of the Choctaw Nation.
Name of Mother: Lola Commings non a citizen of the non Nation.
Tribal enrollment of father: by intermarriage Tribal enrollment of mother: non
Postoffice: Hoyt Indian Ter

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Wester District. }

I, Lola Commings, on oath state that I am 29
non
years of age and a citizen by non of the non Nation;
that I am the lawful wife of Henry A. Commings, who is a citizen, by
Intermarriage of the Choctaw Nation; that a female child was
[Male or Female]
born to me on Eighteenth day of August 1905; that said child has been named
Zula May Commings and was living March 4, 1906.

Lola Cummings

WITNESSES TO MARK:

[Must be Two Witnesses] { S. B. Wilcox
M. E. Trout

Subscribed and sworn to before me this 22 day of May 1906.

(Seal)

My commission expires May 10th 1909

D. S. Wilcox

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, T. B. Turner, a physician, on oath state that I
attended on Lola Cummings, wife of Henry A. Cummings
on the Eighteenth day of August 1905; that there was born to her on said date a female
child; that said child was living March 4, 1906, and is said to have been named Zula May
Cummings

T. B. Turner M. D.

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this Eighteenth day of May 1906.

(Seal)

My commission expires Jan. 17, 1909.

Edwin O. Clark.

Notary Public.

23-1096.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

-:0:-

In the matter of the application for the enrollment of Glee Irene, Cordia Catharine, Cora Lee, Flossa Bell, Younger and Zula May Cummings as citizens of the Choctaw Nation.

-: D E C I S I O N :-

It appears from the record herein that on May 24, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Glee Irene, Cordia Catharine, Cora Lee, Flossa Bell, Younger and Zula May Cummings as citizens of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906, (34 Stats., 137).

It further appears from the record herein and from the records of this office that the applicants, Glee Irene, Cordia Catharine, Cora Lee, Flossa Bell, Younger and Zula May Cummings, were born December 4, 1896, September 4, 1897, December 30, 1899, May 4, 1900, March 30, 1903 and August 18, 1905, respectively and are the children of Henry A. Cummings, whose name appears opposite No. 1444 on the final roll of citizens by intermarriage of the Choctaw Nation approved by the Secretary of the Interior June 12, 1905 and Lela Cummings, a non-citizen and non-applicant either for enrollment as a citizen of the Choctaw Nation or for identification as a Mississippi Choctaw.

I am of the opinion that the applicants, Glee Irene Cummings, Cordia Catharine Cummings, Cora Lee Cummings, Flossa Bell Cummings, Younger Cummings and Zula May Cummings, are not entitled to enrollment as citizens of the Choctaw Nation and that the application for their enrollment as such should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137) as amended by the Act of Congress approved June 21, 1906 (Public No. 255) and it is so ordered.


Commissioner.

Muskogee, Indian Territory,
DEC 25 1906

23-1096

COPY.

Muskogee, Indian Territory, December 26, 1906.

Henry A. Cummings,

Hoyt, Indian Territory.

Dear Sir :--

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 26, 1906, denying the application for the enrollment of Cleo Irene, Cordia Catharine, Gera Lee, Flossa Bell, Younger and Lula May Cummings as citizens of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Wm. C. Ball
Acting Commissioner.

Registered.

Incl. 23-1096.

23-1098

Muskogee, Indian Territory, December 26, 1906.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen :-

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 26, 1906, denying the application for the enrollment of Olee Irene, Gordie Catharine, Sora Lee, Flossie Bell, Younger and Sula May Cummings as citizens of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Wm. O. Hall

Acting Commissioner.

Incl. 23-1098.

COPY.

Mustoges, Indian Territory, December 26, 1906.

The Honorable,

The Secretary of the Interior.

Sir :—

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Cleo Irene Cummings, Gerda Catharine Cummings, Cora Lee Cummings, Flossa Bell Cummings, Younger Cummings and Zula May Cummings as citizens of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated December 26, 1906, denying said application.

Respectfully,

Wm. J. Beall

Acting Commissioner.

Incl. 23-1098.

Through the
Commissioner of Indian Affairs.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

PHE.

I.T.D. 2632, 2672, 2740, 2960, 3264-1907.

3296, 3304, 3326, 3374, 3384, "

3394, 3412, 3446, 3452, 3460, "

3482, 3530, 3546, 3554, 3560, "

3568, 3570, 3572, 3602, 3632, "

3680, 3694, 3912, 3982, 4042, "

LMS 4064, 4112, 4116, 4146, 4194, "

4200, 4230, 4238, 4240, 4242, "

4256, 4294, 4310, 4312, "

February 26, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir :

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.	Date of your letter of transmittal.
Joseph M. Collins,	June 19, 1906
James M. Barnes, et al.,	June 19, 1906
Fannie M. Paleoner, et al.,	June 19, 1906
Jessie Joe Turner,	June 19, 1906
Thomas Woods,	December 19, 1906
Leta Benson,	November 6, 1906
Amy M. Hancock, et al.,	November 13, 1906
Daisy Crockett Coleman, et al.,	September 22, 1906
Harry Gaiou,	October 8, 1906
Lucinda M. Manks, et al.,	November 13, 1906
Agnes Irene Coleman, et al.,	December 20, 1906
Lillie May Pate, et al.,	December 20, 1906
Eutha Ann Ferguson,	December 20, 1906
Dovie Adeline Gelforth,	December 20, 1906
Andrew J. Ollar, et al.,	November 15, 1906
Hellie G. Blakely, et al.,	November 14, 1906

Title of Case.	Date of year letter of transmittal.
Overton Martin Bonds, et al.,	January 14, 1907
John Lee Hunt,	December 20, 1906
Kathleen Lockett,	January 12, 1907.
Thomas Rudolph Hamlin,	December 20, 1906
Namie Dunagan,	January 12, 1907
William A. Gardner,	December 20, 1906
Sophia G. Harris, et al.,	December 20, 1906
Jesse Monroe Jones,	January 12, 1907.
Bertie Cotton, et al.,	October 4, 1906
Maggie Irene Stalcup,	November 22, 1906
L. Everett Parks, et al.,	November 22, 1906
Ella Florence Cochran,	October 2, 1906
Glee Irene Cummings, et al.,	December 26, 1906
Tilden J. Smith,	November 21, 1906
Jewell Merryman,	November 21, 1906
Jim Costlow, et al.,	December 21, 1906
Lettie May Hickman, et al.,	December 24, 1906
Rue Colbert, et al.	December 21, 1906
Matilda Florence,	June 20, 1906
Mary Jane Fulson, et al.,	June 18, 1906
Lee Keak, et al.,	October 20, 1906
Magnolia Thompson,	November 21, 1906
John Hardy Sterling, et al.,	November 22, 1906
James Maberry Morse, Jr.,	January 16, 1907
James G. Shaw,	November 21, 1906
Callie Engleman, et al.,	January 16, 1907
Fannie Pearl Douglas, et al.,	December 21, 1906
Thomas A. Fitzgerald, (Jr.)	December 21, 1906

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

(Signed) Jesse E. Wilson,

Assistant Secretary.

44 inc. and
92 for Ind. Of.

APKs
5-17-07

LAND
112857-1906.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

COPY

February 19, 1907.

The Honorable,

The Secretary of the Interior,

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of Fannie Pearl Beagles, Mela Beatrice Beagles and Euphine Beagles as citizens of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated December 21, 1906, adverse to the applicants.

The record shows that on July 10, 1906 application was made to the Commissioner to the Five Civilized Tribes for the enrollment of these applicants as citizens by blood of the Choctaw Nation. The record further shows that Fannie Pearl Beagles, Mela Beatrice Beagles and Euphine Beagles, were born August 25, 1899, June 24, 1903 and September 9, 1905, respectively, and are the children of Mifon Beagles, whose name appears on the final roll of citizens by intermarriage of the Choctaw Nation, approved by the Department on August 22, 1906, and of Lena Beagles, a non-citizen.

By reason of the provisions of the Act of Congress approved April 24, 1906, (34 Stat. L., 325), as amended by the Act of June 21, 1906, (34 Stat. L., 325), and following the decision of the Department of July 10, 1906, (I.T.B. 2463), in the William Jesse Bacon case, the

Office concurs in the decision of Commissioner Bixby denying the enrollment of these applicants as citizens of the Chectaw Nation.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

NDH-13.

23-1095.

Muskogee, Indian Territory, April 5, 1907.

Henry A. Cummings,

Hoyt, Indian Territory.

Dear Sir:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of December 26, 1906, denying the application for the enrollment of Cleo Irene, Cordia Catharine, Cora Lee, Flossa Bell, Younger and Ella May Cummings as citizens of the Choctaw Nation.

Respectfully,

Acting Commissioner.

83-1095.

Muskogee, Indian Territory, April 6, 1907.

Mansfield, Mc Murray & Cernish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of December 26, 1906, denying the application for the enrollment of Cleo Irene, Cordia Catharine, Cora Lee, Flossa Bell, Younger and Lula May Cummings as citizens of the Choctaw Nation.

Respectfully,

Acting Commissioner.

DEPARTMENTAL LETTER MISSING.

23-1095

Muskogee, Indian Territory, October 19, 1906.

Henry A. Cummings,

Hoyt, Indian Territory.

Dear Sir:

Your letter of September 30, 1906, addressed to the Secretary of the Interior has been by him referred to this office for consideration and appropriate action. Therein you state that you are an intermarried citizen of the Choctaw Nation and that your children are entitled to enrollment.

In reply to your letter you are advised that affidavits have been received at this office to the birth of Cleo Irene, Cordie Catharine, Cora Lee, Flossie Bell Younger and Zula May Cummings, but no decision has yet been reached upon the application for the enrollment of these children. You will be notified of the action taken in this case.

Respectfully,

Commissioner.

7-5917

Muskogee, Indian Territory, May 28, 1906.

Henry A. Cummings,

Moxt, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Henry A. Cummings, T. B. Turner M. D., and Lela Cummings, to the birth of Olee Irene Cummings, December 4, 1895; the affidavits of Lela Cummings and Jaley A. Hisaw to the birth of Cordia Catharine Cummings and Cora Lee Cummings, September 4, 1897 and December 30, 1899, respectively; and the affidavits of Lela Cummings and T. B. Turner, M. D., to the birth of Flossie Bell Cummings, Younger Cummings, and Zula May Cummings, May 4, 1900, March 30, 1903 and August 18, 1906, respectively, children of Henry A. Cummings and Lela Cummings, and you are advised that under a recent opinion of the Attorney General white children of intermarried citizens are not entitled to enrollment and allotment.

Respectfully,

Commissioner.

Choctaw Minor 1096

Francis B. Catterton

M 1096

1096

MINOR
**CHOCTAW
ENROLLMENT**

FRANCIS B. CATTERTON

**As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26. 1906**

DECISION RENDERED DEC 26 1906
REFUSED

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations. DEC 26 1906

COPY OF DECISION FORWARDED
APPLICANT DEC 26 1906

RECORD FORWARDED DEPARTMENT
DEC 26 1906

ACTION APPROVED BY
SECRETARY OF INTERIOR FEB 26 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations. APR 18 1907

Notice of Departmental
Action Mailed Applicant APR 18 1907

1096

NEW BORN 100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

.....Francis B. Catterton.....

as a citizen of

.....CHOCTAW..... Nation.

Approved..... 190...

.....
Commissioner.

Born Sept 18, 1899

ACT OF CONGRESS APPROVED APRIL 26 1906

DEPARTMENT OF THE INTERIOR

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

F I L E D AUG 23 1906

(Stamped) Tams Bixby

Commissioner

CHOCTAW RECEIVED JUL 25 1906
7-4568

23-1096

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Francis B. Catterton, born on the 18 day of sept, 1899.
[Here insert name of child]
Name of Father: G. W. Catterton ~~XXXXXXXXXX~~ of the non-citizen Nation.
Name of Mother: Sarah B. Catterton a citizen of the Choctaw Nation.
Tribal enrollment of father: Tribal enrollment of mother: Choctaw
Postoffice: Massey, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
.....Central..... District. }

I, Sarah B. Catterton, on oath state that I am 38 years of age and a citizen by Marriage of the Choctaw Nation; that I ^{was} the lawful wife of G. W. Catterton, who ^{was a white man} ~~is a citizen~~, of the Choctaw Nation; that a Male child was [Male or Female] born to me on 18th day of sept, 1899; that said child has been named Francis B. Catterton and was living March 4, 1906.
her
(Sarah B. x Catterton) mark

WITNESSES TO MARK:

[Must be Two Witnesses] { F. M. Morrison
A. J. Bristow }

Subscribed and sworn to before me this 23 day of July, 1906.

(Signed) A. Bailes (SEAL)
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
..... District. }

I,, on oath state that I attended on, wife of on the day of 1906; that there was born to her on said date a child; that said child was living March 4, 1906, and is said to have been named

WITNESSES TO MARK:

[Must be Two Witnesses] {
..... }

Subscribed and sworn to before me this day of 1906.

Notary Public.

23-1096.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

-:0:-

In the matter of the application for the enrollment of
Francis B. Catterton as a Citizen of the Choctaw Nation.

-: D E C I S I O N :-

It appears from the record herein that on July 25, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Francis B. Catterton as a citizen of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records of this office that the applicant, Francis B. Catterton, was born September 18, 1899, and is the son of Sarah E. Catterton, whose name appears on page No. 1025 on the final roll of citizens by intermarriage of the Choctaw Nation approved by the Secretary of the Interior October 21, 1904 and G. W. Catterton, a non-citizen and non-applicant either for enrollment as a citizen of the Choctaw Nation or for identification as a Mississippi Choctaw.

I am of the opinion that the applicant, Francis B. Catterton, is not entitled to enrollment as a citizen of the Choctaw Nation and that the application for his enrollment as such should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137) as amended by the Act of Congress approved June 21, 1906 (Public No. 258) and it is so ordered.


Commissioner.

Muskogee, Indian Territory,

DEC 21 1906

23-1096

COPY

Muskogee, Indian Territory, December 26, 1906.

G. W. Catterton,

Massay, Indian Territory.

Dear Sir :--

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 26, 1906, denying the application for the enrollment of Francis B. Catterton as a citizen of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Wm. O. Beall.
Acting Commissioner.

Registered.

Incl. 23-1096.

23-1096

COPY

Muskogee, Indian Territory, December 26, 1906.

Manfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 26, 1906, denying the application for the enrollment of Francis B. Catterton as a citizen of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Wm. O. Beall.
Acting Commissioner.

Incl. 23-1096.

COPY.

Muskogee, Indian Territory, December 26, 1906.

The Honorable,

The Secretary of the Interior.

Sir :--

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Francis B. Gatterton as a citizen of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated December 26, 1906, denying said application.

Respectfully,

Wm. O. Beall.
Acting Commissioner.

Incl. 23-1006.

Through the
Commissioner of Indian Affairs.

Muskogee, Indian Territory, February 4, 1907.

The Honorable,

The Secretary of the Interior,

Sir:

I have the honor to inclose herewith office letter of December 26, 1906, transmitting the record of proceedings in the matter of the application for the enrollment of Francis B. Catterton as a citizen of the Choctaw Nation, including a decision of the Commissioner to the Five Civilized Tribes of the same date denying said application.

Inasmuch as the original record and decision in this case are not found with the files of this office it is believed that the same were inadvertently included with other Departmental letters and inclosures of the same date, and I have the honor to request that this office be advised if the record and decision in this case have reached the Department.

Respectfully,

Through the Commissioner
of Indian Affairs,

Commissioner.

LB

25-1096

DC-21705

KIM
C.H.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

I.T.D. 4274-1907.

February 26, 1907.

Direct.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

February 8, 1907, you transmitted the record in the matter of the application for the enrollment of Francis B. Gatterton, as a citizen of the Choctaw Nation, together with your decision of the same date, denying said application.

Reporting February 19, 1907 (Lend 18750-1907), the Indian Office recommends that your decision be approved. A copy of its letter is enclosed.

Your decision is hereby affirmed.

The papers in the case, and a carbon copy hereof, have been sent to the Indian Office.

Respectfully,

Assistant Secretary

1 inc. and 4 inc.
For Ind. Of.

ATW
5-15-07.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

BC-11706-1907.

Land

472-1907

13750-1907.

February 19, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from the Acting Commissioner to the Five Civilized Tribes, dated December 26, 1906, transmitting the record relative to the application of Francis B. Gatterton for enrollment as a citizen of the Choctaw Nation, together with the Commissioner's decision of that date denying the application.

There is also enclosed a report from Mr. Bixby, dated February 8, 1907, concerning the subject, and having reference solely to the transmission of the record.

The record in the case shows that the applicant is the son of Sarah B. Gatterton, enrolled at No. 1025 as an intermarried citizen of the Choctaw Nation, and F. B. Gatterton, a non-citizen.

Under the Department's holding of July 10, 1906, I.T.D. 3548, in the William Fosse Bacon case, and the provisions of the Act of June 21, 1906 (34 Stat.L., 325), the applicants are not entitled to enrollment, and the approval of the Commissioner's decision is recommended.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

WAV-CH.

23-1096

Muskogee, Indian Territory, April 18, 1907.

G. W. Catterton,
Massey, Indian Territory.

Dear Sir:

You are hereby advised that on February 25, 1907, the Secretary of the Interior affirmed the decision of this office of December 26, 1906, denying the application for the enrollment of Francis B. Catterton as a citizen of the Choctaw Nation.

Respectfully,

Commissioner.

Muskogee, Indian Territory, April 15, 1907.

Hansfield, McMurray & Gernish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of December 26, 1906, denying the application for the enrollment of Francis B. Catterton as a citizen of the Choctaw Nation.

Respectfully,

Commissioner.

7-4508

Muskogee, Indian Territory, August 22, 1908.

Sarah E. Catterton,

Mussey, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of the affidavits of Sarah E. Catterton to the birth of Francis B. Catterton, child of G. W. and Sarah E. Catterton, September 18, 1899.

Respectfully,

Commissioner.

DC-11706

KLM

O.K.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

I.T.B. 4274-1907.

February 26, 1907.

Direct.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

February 8, 1907, you transmitted the record in the matter of the application for the enrollment of Francis B. Catterton, as a citizen of the Choctaw Nation, together with your decision of the same date, denying said application.

Reporting February 19, 1907 (Land 13750-1907), the Indian Office recommends that your decision be approved. A copy of its letter is enclosed.

Your decision is hereby affirmed.

The papers in the case, and a carbon copy hereof, have been sent to the Indian Office.

Respectfully,

Jesse B. Wilson,

Assistant Secretary.

3 inc. and 4 inc.
for Ind. Of.

APM
2-26-07.

Choctaw Minor 1097

Rue Colbert

Latrue Colbert

Ila Colbert

M 1097

MINOR
CHOCTAW
ENROLLMENT

RUE COLBERT
 LATRUE "
 ILA "

As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26. 1906

DECISION RENDERED DEC 21 1906

Copy of Decision Forwarded
 Attorneys for Choctaw and
 Chickasaw Nations DEC 21 1906

COPY OF DECISION FORWARDED
 APPLICANT

RECORD FORWARDED DEPARTMENT
 DEC 21 1906

ACTION APPROVED BY
 SECRETARY OF INTERIOR FEB 26 1907

Notice of Departmental Action
 Forwarded Attorneys for Choctaw
 and Chickasaw Nations. APR 5 1907

Notice of Departmental
 Action Mailed Applicant. APR 5 1907

NEW BORN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

..... Rue Colbert

as a citizen of

Choctaw Nation.

Approved..... 190...

.....
Commissioner.

Born June 23 1901

ACT OF CONGRESS APPROVED APRIL 26 1906

DEPARTMENT OF THE INTERIOR

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

F I L E D JUL 20 1906

(Stamped) Tams Bixby
Commissioner

CHOCTAW RECEIVED MAY 25 1906

4472

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Rue Colbert, born on the 23rd day of June, 1901,
[Here insert name of child]
Name of Father: G. D. Colbert a citizen of the _____ Nation.
Name of Mother: Susan Colbert a citizen of the Choctaw Nation.
Tribal enrollment of father: _____ Tribal enrollment of mother: Choctaw.
Postoffice: Purcell I T

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, Susan Colbert, on oath state that I am 30 years of age and a citizen by Intermarriage of the Choctaw Nation; that I am the lawful wife of G. D. Colbert, who is a citizen, by _____, of the _____ Nation; that a Female child was [Male or Female] born to me on 23rd day of June, 1901; that said child has been named Rue Colbert and was living March 4, 1906.

(Signed) Susan Colbert

WITNESSES TO MARK:

[Must be Two Witnesses] { W. Barrowman
(SEAL) { _____

Subscribed and sworn to before me this 24th day of May, 1906.

W H Downard

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
_____ District. }

I, _____, on oath state that I attended on _____, wife of _____, on the _____ day of _____, 1901; that there was born to her on said date a _____ child; that said child was living March 4, 1906, and is said to have been named _____.

WITNESSES TO MARK:

[Must be Two Witnesses] { _____
{ _____

Subscribed and sworn to before me this _____ day of _____, 1906.

Notary Public.

NEW BORN.

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

..... **Latrue Colbert**

as a citizen of

..... **Choctaw** **Nation.**

Approved **190...**

.....
Commissioner.

Born April 11, 1903

ACT OF CONGRESS APPROVED APRIL 26 1906

DEPARTMENT OF THE INTERIOR

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

FILED JUL 20 1906

**(Stamped) Tams Bixby
Commissioner**

CHOCTAW RECEIVED MAY 25 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the... Choctaw Nation,
of Latrue Colbert born on the 11th day of April 1903.
(Here insert name of child)
Name of Father: D. L. Colbert a citizen of the... Choctaw Nation.
Name of Mother: Susan Colbert a citizen of the... Choctaw Nation.
Tribal enrollment of father..... Tribal enrollment of mother.....
Postoffice Purcell I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
.. Southern District. }

I, Susan Colbert, on oath state that I am..... 30
years of age and a citizen by Intermarriage of the... Choctaw Nation;
that I am the lawful wife of G. D. Colbert, who is a citizen, by
..... of the..... Nation; that a Male child was
(Male or Female)
born to me on 11th day of April 1903.; that said child has been named
Latrue Colbert and was living March 4, 1906.

(SEAL)

(Signed) Susan Colbert

WITNESSES TO MARK:

[Must be Two Witnesses] { W. Barrowman
..... }

Subscribed and sworn to before me this 24th day of May 1906.

(Signed) W. H. Downard
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
..... District. }

I,, a, on oath state that I
attended on, wife of.....
on the day of..... 1.....; that there was born to her on said date a.....
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named.....

WITNESSES TO MARK:

[Must be Two Witnesses] {
..... }

Subscribed and sworn to before me this..... day of..... 1906.

Notary Public.

NEW BORN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Ida Colbert

as a citizen of

Choctaw

Nation.

Approved..... 190...

Commissioner.

Born Aug. 23, 1905

ACT OF CONGRESS APPROVED APRIL 26 1906

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.
FILED JUL 20 1906
(Stamped) Tams Bixby
Commissioner

CHOCTAW RECEIVED MAY 25 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Ila Colbert born on the 23rd day of August, 1905.
[Here insert name of child]
Name of Father: D. I. Colbert a citizen of the _____ Nation.
Name of Mother: Susan Colbert a citizen of the Choctaw Nation.
Tribal enrollment of father: _____ Tribal enrollment of mother: Choctaw
Postoffice: Purcell I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, Susan Colbert, on oath state that I am 30
years of age and a citizen by Intermarriage, of the Choctaw Nation;
that I am the lawful wife of G. D. Colbert, who is a citizen, by
_____ of the _____ Nation; that a Female child was
[Male or Female]
born to me on 23rd day of August, 1905.; that said child has been named
Ila Colbert and was living March 4, 1906.

(Signed) Susan Colbert

WITNESSES TO MARK:

[Must be Two Witnesses] { W. Barrowman

Subscribed and sworn to before me this 24th day of May, 1906.

(SEAL)

(Signed) W. H. Downard
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
_____ District. }

I, _____, on oath state that I
attended on _____, wife of _____
on the _____ day of _____, 1906; that there was born to her on said date a _____
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named _____

WITNESSES TO MARK:

[Must be Two Witnesses] { _____

Subscribed and sworn to before me this _____ day of _____, 1906.

Notary Public.

23-1097.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Decd

In the matter of the application for the enrollment of
Rue Colbert, Latrue Colbert and Ila Colbert as citizens of the
Choctaw Nation.

D E C I S I O N.

It appears from the record herein that on May 26, 1906,
application was made to the Commissioner to the Five Civilized
Tribes for the enrollment of Rue Colbert, Latrue Colbert and Ila
Colbert as citizens of the Choctaw Nation under the provisions of
the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the
records of this office that the applicants Rue Colbert, Latrue
Colbert and Ila Colbert were born June 23, 1901, April 12, 1903 and
August 23, 1905, respectively, and are the children of Susan
Colbert whose name appears opposite number 1535 upon the final roll
of citizens by intermarriage of the Choctaw Nation, approved by the
Secretary of the Interior March 14, 1906, and G. D. Colbert a non
citizen and non applicant either for enrollment as a citizen of the
Choctaw Nation or for identification as a Mississippi Choctaw.

I am of the opinion that the applicants Rue Colbert,
Latrue Colbert and Ila Colbert are not entitled to enrollment as
citizens of the Choctaw Nation and that the application for their
enrollment as such should be denied under the provisions of the Act
of Congress approved April 26, 1906 (34 Stats., 137) as amended by
the Act of Congress approved June 21, 1906 (Public No. 288), and
it is so ordered.


Commissioner.

Muskogee, Indian Territory,

DEC 21 1906

23-1097

COPY

Muskogee, Indian Territory, December 21, 1906.

Susan Colbert,

Purcell, Indian Territory.

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 21, 1906, denying the application for the enrollment of Rue Colbert, Latrue Colbert and Ila Colbert as citizens of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Wm. O. Ball*
Acting Commissioner.

Registered.

33-1037

COPY

Muskogee, Indian Territory, December 21, 1906.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:--

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 21, 1906, denying the applications for the enrollment of Ene Colbert, Latrus Colbert and Ella Colbert as citizens of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made know to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Wm. O. Dool*
Acting Commissioner,

COPY

Muskogee, Indian Territory, December 21, 1906

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the applications of Mae Colbert, Letae Colbert and Ila Colbert for enrollment as citizens of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated December 21, 1906, denying said applications.

Respectfully,

SIGNED *Wm. O. Beall*
Acting Commissioner.

2 Incl. 23-1097

Through the
Commissioner of Indian Affairs.

2. C. 11700

39.

DEPARTMENT OF THE INTERIOR,

FILE.

WASHINGTON.

I.T.D. 2632, 2672, 2740, 2960, 3264-1907.

3296, 3304, 3336, 3374, 3384, "

3304, 3412, 3444, 3452, 3480, "

3482, 3530, 3546, 3584, 3580, "

IRE. 2568, 2570, 2572, 2602, 2602, "

3500, 3594, 3612, 3682, 4042, "

4084, 4112, 4116, 4148, 4194, "

4200, 4220, 4230, 4240, 4242, "

4256, 4294, 4310, 4312, "

February 26, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following Chester citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.

Date of your
letter of transmittal.

Joseph H. Collins

June 19, 1906.

Thomas H. Bennett, et al.

June 19, 1906.

Josiah Joe Turner

June 19, 1906.

Thomas Woods

June 19, 1906.

Leta Benson

December 19, 1906.

Andy M. Hancock, et al.,

November 6, 1906.

Betsy Crockett Coleman, et al.,

November 18, 1906.

Harry Quinn

September 28, 1906.

Marinda M. Henks, et al.,

October 2, 1906.

Agnes Irene Coleman, et al.,

November 13, 1906.

Lillie May Pate, et al.,

December 20, 1906.

Rutha Ann Ferguson

December 20, 1906.

Devia Milne Gelforth

December 20, 1906.

Andrew J. Ollar, et al.,

November 18, 1906.

Nellie C. Fleckley, et al.,

November 14, 1906.

Title of Case.

**Date of your
letter of transmittal.**

Overton Martin Bonds, et al.,
John Lee Hunt
Kathleen Lockett
Thomas Rudolph Hamlin
Ranie Dunagan
William A. Gardner
Sophia C. Harris, et al.,
Jesse Monroe Jones
Bertie Cotton, et al.,
Maggie Irene Stalcup,
L. Everett Parks, et al.,
Mila Florence Cochran,
Olga Irene Cummings, et al.,
Tilden J. Smith,
Jewell Herryman,
Jim Castilew, et al.,
Lettie May Hickman, et al.,
Eugene Gilbert, et al.,
Matilda Florence,
Mary Jane Fulsom, et al.,
Lee Keek, et al.,
Magnolia Thompson,
John Hardy Sterling, et al.,
James Maberry Morse Jr.,
James S. Shaw,
Sallie Engleman, et al.,
Fannie Pearl Beagles, et al.,
Thomas A. Fitzgerald (Jr.)

January 14, 1907.
December 20, 1906.
January 12, 1907.
December 20, 1906.
January 12, 1907.
December 20, 1906.
December 20, 1906.
January 12, 1907.
October 4, 1906.
November 21, 1906.
November 21, 1906.
October 2, 1906.
December 21, 1906.
November 21, 1906.
November 21, 1906.
December 21, 1906.
December 24, 1906.
December 21, 1906.
June 20, 1906.
June 18, 1906.
October 20, 1906.
November 21, 1906.
November 23, 1906.
January 16, 1907.
November 21, 1906.
January 16, 1907.
December 21, 1906.
December 21, 1906.

A copy herewith and all the papers in the above mentioned

Respectfully,

James H. Wilson,

Assistant Secretary.

44 inc. and
92 for Ind. Off.

A. T. Ho-
x-1000.

40
Refer in Reply
to the following:

(COPY)

Land.
118849-1906.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 18, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to transmit herewith a communication from the Acting Commissioner to the Five Civilized Tribes, dated December 21, 1906, enclosing the record in the matter of the application for the enrollment of Rue Gilbert, Intrus Gilbert, and Ila Gilbert as citizens of the Choctaw Nation, including the decision of the Commissioner of December 21, 1906, adverse to the applicants.

The record shows that application was made to the Commissioner to the Five Civilized Tribes on May 25, 1906, for the enrollment of Rue Gilbert, Intrus Gilbert and Ila Gilbert as citizens of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stat. L., 127) and the Act of June 21, 1906 (34 Stat. L., 325).

Rue Gilbert was born June 21, 1902; Intrus Gilbert, April 11, 1903 and Ila Gilbert on August 23, 1904, and are the children of Susan Gilbert, enrolled as No. 1515 on the approved final roll of citizens of the Choctaw Nation by intermarriage, and G. B. Gilbert, a non-citizen of that nation.

The Office is of the opinion that under the provisions of the Act of April 26, 1906 (34 Stat. L., 127), as amended by the Act of June 21, 1906 (34 Stat. L., 325) and following Departmental

25-1097.

Muskogee, Indian Territory, April 5, 1907.

Susan Gilbert,

Pawnee, Indian Territory.

Dear Madam:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of December 21, 1906, denying the application for the enrollment of Sue Gilbert, Lerna Gilbert and Ella Gilbert as citizens of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

2361097.

Muskogee, Indian Territory, April 5, 1907.

Hanfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of December 21, 1906, denying the applications for the enrollment of Rue Colbert, Latrus Colbert and Ila Colbert as citizens of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

ney General white children of intermarried citizens of the Choctaw and Chickasaw Nations are not entitled to enrollment and allotment, in said nations.

Respectfully,

Muskogee, Indian Territory, June 5, 1906.

Commissioner.

Susan Colbert,

Purcell, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of your letter of May 24, 1906, inclosing your affidavits to the birth of La Trus Colbert, Rue Colbert and Ida Colbert, April 11, 1903, June 23, 1901 and August 23, 1905, respectively.

From the information contained therein it is impracticable to identify you upon the records of this office as a citizen of the Choctaw Nation. If you will state when, where and under what name application was made for your enrollment, and if you have selected an allotment of the lands of the Choctaw or Chickasaw Nation give your roll number as it appears upon your allotment certificate.

You are advised that under a recent opinion of the Attorney General white children of intermarried citizens of the Choctaw and Chickasaw Nations are not entitled to enrollment and allotment, in said nations.

Respectfully,

Commissioner.

7-4472

Muskogee, Indian Territory, July 18, 1906.

Susan Colbert,

Purcell, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of your letter of July 9, 1906, in which you state that you are an enrolled citizen by intermarriage of the Choctaw Nation, and that your roll number is 1838.

This information is forwarded in the matter of the affidavits to the birth of your three children, Latrue, Rue and Ida Colbert, and has been filed with the affidavits to the birth of said children.

Respectfully,

Commissioner.

Choctaw Minor 1098

Albert Leray Cockrum

Buddie Edgar Cockrum

Lela Cockrum

Willie Dewitt Cockrum

M 1098

MINOR
CHOCTAW
ENROLLMENT

ALBERT LERAY COCKRUM
BUDDIE EDGAR "
LELA "
WILLIE DEWITT "

**As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26. 1906**

DECISION RENDERED DEC 21 1906

REFUSED DEC 21 1906

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations DEC 21 1906

COPY OF DECISION FORWARDED
APPLICANT DEC 21 1906

RECORD FORWARDED DEPARTMENT
IEC 21 1906

ACTION APPROVED BY
SECRETARY OF INTERIOR FEB 26 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations. APR 18 1907

Notice of Departmental
Action mailed Applicant APR 18 1907

NEW BORN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

/ Albert LeRoy Cockrum

as a citizen of

..... Choctaw Nation.

Approved..... 190...

.....
Commissioner.

Born June 22, 1899

ACT OF CONGRESS APPROVED APRIL 26 1906

DEPARTMENT OF THE INTERIOR

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

F I L E D AUG 22 1906

(Stamped) Tams Bixby

Commissioner

CHOCTAW RECEIVED JUL 23 1906

5912

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 28, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the... Choctaw... Nation,
of Albert Leroy Cockrum... born on the 22nd day of June... 1899.
[Here insert name of child]
Name of Father: M. H. Cockrum... a citizen of the... Nation.
Name of Mother: Samantha Cockrum... a citizen of the... Choctaw... Nation.
Tribal enrollment of father... Tribal enrollment of mother: Intermarried...
Postoffice: Bailey, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, Samantha Cockrum..., on oath state that I am... 33...
years of age and a citizen by intermarriage of the... Choctaw... Nation;
that I am the lawful wife of M. H. Cockrum..., who is a citizen, by
... of the... Nation; that a male... child was
[Male or Female]
born to me on 22nd day of June... 1899; that said child has been named
Albert Leroy Cockrum... and was living March 4, 1906.

(Signed) samantha Cockrum

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this... 8 day of May... 1906.

(SEAL) My commission

(Signed) J. M. Gibbins

Expires 4/27/ 1906

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
... District. }

I, ..., on oath state that I
attended on Samantha Cockrum..., wife of M. H. Cockrum...
on the 22nd day of June... 1899; that there was born to her on said date a male...
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named Albert Leroy...
Cockrum...

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this... day of... 1906.

Notary Public.

NEW BORN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

..... Buddie Edgar Cockrum

as a citizen of

..... Choctaw Nation.

Approved..... 190...

.....
Commissioner.

Born Jan. 10, 1901

ACT OF CONGRESS APPROVED APRIL 26, 1906.

DEPARTMENT OF THE INTERIOR

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

F I L E D A U G 22 1906

(Stamped) Tams Bixby
Commissioner.

CHOCTAW RECEIVED JUL 23 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cheotaw Nation,
of Buddie Edgar Cockrum born on the 10th. day of January 1901.
(Here insert name of child)
Name of Father: M. H. Cockrum a citizen of the Cheotaw Nation.
Name of Mother: Samantha Cockrum a citizen of the Cheotaw Nation.
Tribal enrollment of father: Tribal enrollment of mother: Intermarried 1898.
Postoffice: Bailey, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, Samantha Cockrum, on oath state that I am 33 years of age and a citizen by intermarriage of the Cheotaw Nation; that I am the lawful wife of M. H. Cockrum, who is a citizen, by of the Cheotaw Nation; that a male child was (Male or Female) born to me on 10th. day of January, 1901; that said child has been named Buddie Edgar Cockrum and was living March 4, 1906.

(Signed) Samantha Cockrum

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 8 day of May, 1906.

(SEAL) My commission

(Signed) J. M. Gibbins

Expires 4/27-1906

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
District. }

I, Samantha Cockrum, on oath state that I attended on Samantha Cockrum, wife of M. H. Cockrum, on the 10th. day of January, 1901; that there was born to her on said date a male child; that said child was living March 4, 1906, and is said to have been named Buddie Edgar Cockrum.

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this day of 1906.

Notary Public.

NEW BORN 7-5912

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

Lela Cockrum

as a citizen of

Choctaw

Nation.

Approved..... 190...

Commissioner.

Born Dec. 10 1902

ACT OF CONGRESS APPROVED APRIL 26 1906

DEPARTMENT OF THE INTERIOR

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

F I L E D AUG 22 1906

(Stamped) Tamd Bixby
Commissioner.

CHOCTAW RECEIVED JUL 23 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS. APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Choctaw.....Nation,
ofLela cockrum....., born on the 10th day of December 1902.
(Here insert name of child)
Name of Father:.....M. H. Cockrum..... a citizen of the.....Nation.
Name of Mother:.....Samantha cockrum..... a citizen of the.....Choctaw.....Nation.
Tribal enrollment of father.....Tribal enrollment of mother.....Intermarried, 1898
Postoffice.....Bailey, Ind Ter.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
southern District. }

I, Samantha cockrum on oath state that I am 33 years of age and a citizen by intermarriage of the Choctaw Nation; that I am the lawful wife of M. H. Cockrum, who is a citizen, by of the Nation; that a female child was born to me on 10th day of December 1902; that said child has been named Lela cockrum and was living March 4, 1906.

(Signed) Samantha cockrum

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 8 day of May 1906.

(SEAL) My commission Expires 4/27/1906

(Signed) J. M. Gibbins
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
District. }

I, , on oath state that I attended on Samantha cockrum wife of M. H. Cockrum on the 10th day of December 1902; that there was born to her on said date a female child; that said child was living March 4, 1906, and is said to have been named Lela cockrum

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this day of 1906.

Notary Public.

NEW BORN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Willie De Witt Cockrum

as a citizen of

Choctaw

Nation.

Approved..... 190...

Commissioner.

Born May 19, 1905

ACT OF CONGRESS APPROVED APRIL 26 1906

DEPARTMENT OF THE INTERIOR

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

FILED AUG 22 1906

(Stamped) Tams Bixby.

Commissioner.

RECEIVED JUL 23 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Willie Dewitt Cockrum, born on the 19th day of May 1905
[Here insert name of child]
Name of Father: M. H. Cockrum, a citizen of the _____ Nation.
Name of Mother: Samantha Cockrum, a citizen of the Choctaw Nation,
Tribal enrollment of father: _____ Tribal enrollment of mother: Intermarriage,
Postoffice: Bailey, Ind Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, Samantha Cockrum, on oath state that I am 33
years of age and a citizen by Intermarriage of the Choctaw Nation;
that I am the lawful wife of M. H. Cockrum, who is a citizen, by
_____ of the _____ Nation; that a Male child was
born to me on 19th day of May 1905; that said child has been named
Willie Dewitt Cockrum, and was living March 4, 1906.

(Signed) Samantha Cockrum

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 8 day of May 1906.

(SEAL) My commission

(Signed) J. M. Gibbins

Expires 4/27/ 1906

Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
_____ District. }

I, Samantha Cockrum, a Female state that I
attended on Samantha Cockrum May wife of M. H. Cockrum
on the 19th day of May 1905; that there was born to her on said date a Male
child; that said child was living March 4, 1906, and is said to have been named Willie Dewitt
Cockrum

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this _____ day of _____ 1906.

Notary Public

23-1098.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES:

-:4:-

In the matter of the application for the enrollment of
Albert Le Roy Gockrum, Buddie Edgar Gockrum, Lola Gockrum and
Willie De Witt Gockrum as citizens of the Cheetaw Nation.

-: D E C I S I O N :-

It appears from the record herein that on July 23,
1906, application was made to the Commissioner to the five
Civilized Tribes for the enrollment of Albert Le Roy, Buddie
Edgar, Lola and De Witt Gockrum as citizens of the Cheetaw Nation,
under the provisions of the Act of Congress approved April 26,
1906 (34 stats., 137).

It further appears from the record herein and from the
records of this office that the applicants, Albert Le Roy, Buddie
Edgar, Lola and Willie De Witt Gockrum, were born June 22, 1890,
January 10, 1901, December 10, 1902 and May 18, 1905, respective-
ly and are the children of Samantha Gockrum, whose name appears
opposite No. 1463 on the final roll of citizens by intermarriage
of the Cheetaw Nation approved by the secretary of the Interior
June 12, 1905, and M. H. Gockrum, a non-citizen and non-applicant
either for enrollment as a citizen of the Cheetaw Nation or for
identification as a Mississippi Cheetaw.

I am of the opinion that the applicants, Albert Le Roy
Gockrum, Buddie Edgar Gockrum, Lola Gockrum and Willie De Witt
Gockrum, are not entitled to enrollment as citizens of the Cheetaw
Nation and that the application for their enrollment as such
should be denied under the provisions of the Act of Congress
approved April 26, 1906 (34 stats., 137) as amended by the Act
of Congress approved June 21, 1906 (Public No. 256) and it is so
ordered.

commissioner.

Muskogee, Indian Territory,

JUL 21 1906

25-1094

COPY

Muskogee, Indian Territory, December 21, 1906.

M. H. Cockrum,

Bailey, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 21, 1906, denying the application for the enrollment of Albert Le Roy Cockrum, Eddie Edgar Cockrum, Lola Cockrum and Willie De Witt Cockrum as citizens of the Choctaw Nation.

The decision, with the proceedings in the case is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed, of the same.

Respectfully,

Wm. O. Beal

Acting Commissioner.

Registered
25-1094

23-1098.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

COF

Muskogee, Indian Territory, December 21, 1906.

Mansfield, Momrrey & Cornish,

Attorneys for Choctaw and Chickasaw Nations.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 21, 1906, denying the application for enrollment of Albert Le Roy Cockrum, Buddie Edgar Cockrum, Lela Cockrum and Willie De Witt Cockrum as citizens of the Choctaw Nation.

The decision, with the proceedings in the case is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Wm O. Peck

Acting Commissioner.

Registered.
23- 1098.

COPY

Muskogee, Indian Territory, December 21, 1906.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings in the matter of the application for enrollment of Albert Le Roy Cookrum, Buddie Nagar Cookrum, Lola Cookrum and Willie De Witt Cookrum as citizens of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes of December 21, 1906, denying said application.

Respectfully,

Wm. O. Doolittle

Acting Commissioner.

Through the
Commissioner of Indian Affairs.

23-1096.

KIM

DEPARTMENT OF THE INTERIOR,

WASHINGTON.

O.K.

February 26, 1907.

I.T.D. 4232-1907.
D.C. 11709-1907.
LRS

Direct.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

December 21, 1906, you transmitted the record in the matter of the application for the enrollment of Albert Le Ray Cockrum, Bessie Edgar Cockrum, Lela Cockrum and Willie De Witt Cockrum, as citizens of the Choctaw Nation, together with your decision of the same date, denying said application.

Reporting February 10, 1907 (Land 112355-1906), the Indian Office concurs in your decision. A copy of its letter is enclosed.

Your decision is hereby affirmed.

The papers in the case and a carbon copy hereof have been sent to the Indian Office.

Respectfully,

Joseph H. Wilson
Assistant Secretary.

2 inc. and 2 inc. for
Ind. Of.
A. F. No.
1-13-07

112855-1906.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

C O P Y

February 19, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of Albert LeRoy Cockrum, Eddie Edgar Cockrum, Lela Cockrum, and Willie DeWitt Cockrum, as citizens of the Choctaw Nation, including decision of the Commissioner to the Five Civilized Tribes, dated December 1, 1906, adverse to the applicants.

The record shows that on July 23, 1906 application was made to the Commissioner to the Five Civilized Tribes for the enrollment of these applicants as citizen of the Choctaw Nation. The record further shows that Albert Le Roy Cockrum, Eddie Edgar Cockrum, Lela Cockrum, and Willie De Witt Cockrum were born June 22, 1899, January 10, 1901, December 10, 1902, and May 19, 1905, respectively, and are the children of Wankatha Cockrum, whose name appears on the final roll of citizens by intermarriage of the Choctaw Nation approved by the Department June 12, 1906, and U. F. Cockrum, a non-citizen.

By reason of the provisions of the Act of Congress approved April 26, 1906, (34 Stat. L., 137) as amended by the Act of June 21, 1906, (34 Stat. L., 325), and following the decision of the

-2-

Department of July 10, 1906, (I.T.D.2548), in the William Jesse
Bacon case, the Office concurs in the decision of Commissioner
Bixby denying the enrollment of the applicants herein as citizens
of the Cheetaw Nation.

Very respectfully,

C F Larrabee

Acting Commissioner.

NEM-10.

23-1098

Muskogee, Indian Territory, April 18, 1907.

M. H. Cockrum,

Bailey, Indian Territory.

Dear Sir:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of December 31, 1906, denying the application for the enrollment of Albert Le Roy Cockrum, Faddie Edgar Cockrum, Lela Cockrum and Willie De Witt Cockrum as citizens of the Choctaw Nation.

Respectfully,

Commissioner.

23-1098

Muskogee, Indian Territory, April 18, 1907.

Mansfield McNurray & Gernish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of December 21, 1906, denying the application for the enrollment of Albert Le Roy Cochrum, Buddie Edgar Cochrum, Lela Cochrum and Willie Witt Cochrum as citizens of the Choctaw Nation.

Respectfully,

Commissioner.

7-591B

Muskogee, Indian Territory, August 22, 1906.

Clayton & Brainerd,

Muskogee, Indian Territory.

Gentlemen:

Receipt is hereby acknowledged of your letter of July 21, 1906, inclosing affidavit of Samantha Cookrum to the birth of Albert LeRoy Cookrum, Buddie Edgar Cookrum, Lela Cookrum, and Willie DeWitt Cookrum, children of E. H. and Samantha Cookrum, June 22, 1899, January 10, 1901, December 10, 1902, and May 19, 1905.

Respectfully,

Commissioner.

KLM

DEPARTMENT OF THE INTERIOR

WASHINGTON.

O.K.

February 26, 1907.

I.T.D. 4232-1907.
D.C. 11709-1907.
LRS

Direct.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

December 21, 1906, you transmitted the record in the matter of the application for the enrollment of Albert Le Roy Cockrum, Buddie Edgar Cockrum, Lela Cockrum and Willie De Witt Cockrum, as citizens of the Choctaw Nation, together with your decision of the same date, denying said application.

Reporting February 19, 1907 (Land 112855-1906), the Indian Office concurs in your decision. A copy of its letter is enclosed.

Your decision is hereby affirmed.

The papers in the case and a carbon copy hereof have been sent to the Indian Office.

Respectfully,

Jesse R. Wilson
Assistant Secretary.

1 inc. and 1 inc. for
Ind. Of.
A. F. No.
F-26-07

Choctaw Minor 1099

LICIA Benson

M 1099

1099

MINOR
CHOCTAW
ENROLLMENT

LICTA BENSON

As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26. 1906

Decision Rendered Nov 6 1906

REFUSED NOV 6 1906

COPY OF DECISION FORWARDED
ATTORNEYS FOR CHOCTAW AND
CHICKASAW NATIONS NOV 6 1906

COPY OF DECISION FORWARDED
APPLICANT NOV 6 1906

RECORD FORWARDED DEPARTMENT

NOV 6 1906

ACTION APPROVED BY
SECRETARY OF INTERIOR FEB 26 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations. APR 5 1907

Notice of Departmental
Action upon Applicant APR 5 1907

1099

NEW BORN

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

Leta Benson

as a citizen of

CHOCTAW

Nation.

Approved..... 190...

Commissioner.

Born Oct 20, 1905

ACT OF CONGRESS APPROVED APRIL 26 1906

DEPARTMENT OF THE INTERIOR

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

FILED JUL 2 1906

(Stamped) Tams Bixby
Commissioner.

CHOCTAW RECEIVED JUN 25, 1906

BIRTH AFFIDAVIT

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the choctaw Nation,
of Lieta Benson, born on the 20th day October, 1905
[Here insert name of child]
Name of Father: R. R. Benson a citizen of the choctaw Nation.
Name of Mother: Ella Ann Benson a citizen of the choctaw Nation.
Tribal enrollment of father: choctaw Tribal enrollment of mother: white woman
Postoffice: Utica, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Ella Ann Benson on oath state that I am 32
years of age and a citizen by intermarriage of the choctaw Nation;
that I am the lawful wife of R. R. Benson, who is a citizen, by
intermarriage of the choctaw Nation; that a female child was
born to me on 20 day of October, 1905; that said child has been named
Lieta Benson and was living March 4, 1906.

(Signed) Ella ann Benson

WITNESSES TO MARK:
(SEAL)

[Must be Two
Witnesses]

Subscribed and sworn to before me this 2nd day of June 1906.

(Signed) R. F. Grafe

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Dr. A. J. Wells, a M. D., on oath state that I
attended on Ella Ann Benson, wife of R. R. Benson
on the 20 day of October, 1905; that there was born to her on said date a female
child; that said child was living March 4, 1906, and is said to have been named Lieta Benson.

(Signed) A. J. Wells M. D.

WITNESSES TO MARK:
(SEAL)

[Must be Two
Witnesses]

Subscribed and sworn to before me this 2nd day of June 1906.

(Signed) R. F. Grafe

Notary Public.

23-1099.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Lieta Benson as a citizen of the Choctaw Nation.

D E C I S I O N.

It appears from the record herein that on June 23, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Lieta Benson as a citizen of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records in the possession of this office that said applicant was born on October 20, 1905, and is the daughter of Eugene R. Benson, a white man, whose name appears as number 204 upon the final roll of citizens by intermarriage of the Choctaw Nation approved by the Secretary of the Interior June 13, 1903, and Ella A. Benson, a white woman, whose application for enrollment as a citizen by intermarriage of the Choctaw Nation was denied by the Commissioner to the Five Civilized Tribes August 11, 1906, and on said date forwarded to the Department.

I am, therefore, of the opinion that the application for the enrollment of Lieta Benson as a citizen of the Choctaw Nation should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), as amended by the Act of Congress approved June 21, 1906 (Public No. 258), and it is so ordered.



Commissioner.

Muskogee, Indian Territory,

NSV -6 1906

23-1099

COPY.

Muskogee, Indian Territory, November 6, 1906.

B. R. Benson,

Utica, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered November 6, 1906, denying the application for the enrollment of your child, Lieta Benson, as a citizen of the Choctaw Nation, under the provisions of the Act of Congress approved April 26, 1906.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tame B. B. B.*
Commissioner.

Registered.

Incl. 23-1099.

23-1099

COPY.

Muskogee, Indian Territory, November 6, 1906.

Mansfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered November 6, 1906, denying the application for the enrollment of Lieta Benson as a minor citizen of the Choctaw Nation, under the provisions of the Act of Congress approved April 26, 1906.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tams Dixby*
Commissioner.

Registered:

Incl. 23-1099.

Copy
Muskogee, Indian Territory, November 6, 1906.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Lieta Benson, as a minor citizen of the Choctaw Nation, under the Act of Congress approved April 26, 1906, including the decision of the Commissioner to the Five Civilized Tribes, dated November 6, 1906, denying said application.

Respectfully,

SIGNED Tama Bixby
Commissioner.

Incl. 23-1099.

Through the
Commissioner of Indian Affairs.

D. C. 11700-1207.

DEPARTMENT OF THE INTERIOR,

FILE.

WASHINGTON.

I.T.D. 2632, 2672, 2740, 2960, 3264-1907.

3296, 3304, 3336, 3374, 3384, "

3394, 3418, 3446, 3452, 3480, "

3482, 3530, 3546, 3584, 3600, "

3568, 3570, 3572, 3602, 3652, "

INS. 3680, 3894, 3912, 3982, 4042, "

4084, 4112, 4116, 4148, 4194, "

4200, 4230, 4232, 4240, 4242, "

4256, 4294, 4310, 4312, "

February 26, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,

Washagee, Indian Territory.

Sir:

Your decisions in the following Cheetaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case,

Date of your
letter of transmittal.

Joseph E. Collins,
James B. Barnes, et al.,
Fannie M. Falconer, et al.,
Jesse Joe Turner
Thomas Woods
Leta Benson
Amy H. Hancock, et al.,
Daisy Crockett Coleman, et al.,
Harry Guion
Lucinda M. Hooks, et al.,
Agnes Irene Coleman, et al.,
Lillie May Pate, et al.,
Rutha Ann Ferguson,
Devie Adline Goforth,
Andrew J. Gilar, et al.,
Willie C. Blakely, et al.,

June 19, 1906.
June 19, 1906.
June 19, 1906.
June 19, 1906.
December 19, 1906.
November 6, 1906.
November 15, 1906.
September 22, 1906.
October 2, 1906.
November 15, 1906.
December 20, 1906.
December 20, 1906.
December 20, 1906.
December 20, 1906.
November 15, 1906.
November 14, 1906.

Title of Case.

**Date of year
letter of transmittal.**

Overton Martin Bonds, et al.,
John Lee Hunt,
Kathleen Lockett
Thomas Rudolph Hamlin,
Nemie Damagan,
William A. Gardner,
Sophia S. Harris, et al.,
Jesse Monroe Jones,
Bertha Gotten, et al.,
Maggie Irene Stalcup,
L. Everett Parks, et al.,
Ella Florence Cochran,
Cleo Irene Cummings, et al.,
Tilden J. Smith,
Jewell Herryman,
Jim Costilew, et al.,
Lettie May Hickman, et al.,
Eue Gilbert, et al.,
Matilda Florence
Mary Jane Wilson, et al.,
Lee Keck, et al.,
Magnolia Thompson
John Hardy Sterling, et al.,
James Maherry Morse Jr.,
James C. Shaw,
Sallie Engleman, et al.,
Fannie Pearl Beagles, et al.,
Thomas A. Fitzgerald (Jr.)

January 14, 1907.
December 20, 1906.
January 12, 1907.
December 20, 1906.
January 12, 1907.
December 20, 1906.
December 20, 1906.
January 12, 1907.
October 2, 1906.
November 21, 1906.
November 21, 1906.
October 2, 1906.
December 20, 1906.
November 21, 1906.
November 21, 1906.
December 21, 1906.
December 24, 1906.
December 21, 1906.
June 20, 1906.
June 18, 1906.
October 20, 1906.
November 21, 1906.
November 21, 1906.
January 16, 1907.
November 21, 1906.
January 16, 1907.
December 21, 1906.
December 21, 1906.

A copy herewith and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse H. Wilson.

Assistant Secretary.

44 ind. and
02 for Ind. Of.

A. F. M.
S. F. M.

Land.
99081-1906

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

(COPY)

February 13, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

Referring to Department letter of July 10, 1906 (I.T.D. 2548), there is enclosed a report from the Commissioner to the Five Civilized Tribes, dated November 6, 1906, transmitting the record relative to the application of Lieta Benson for enrollment as a citizen by blood of the Choctaw Nation.

On June 23, 1906, application was made to the Commissioner for the enrollment of Lieta Benson as a citizen by blood.

On November 6, 1906, the Commissioner held that the applicant was not entitled to such enrollment.

The record shows that the applicant is the minor daughter of Eugene R. Benson, identified at No. 204 on the final roll of citizens by intermarriage of the Choctaw Nation approved by the Department on June 13, 1903, and Ella A. Benson, a non-citizen.

In view of the decision of the Department of July 10, 1906 (I.T.D. 2548), in the case of William Jesse Mason, the decision of the Commissioner adverse to the applicant is recommended for approval.

Very respectfully,

G. F. Larrabee,

Acting Commissioner.

HD-Y.

25-1099.

Muskogee, Indian Territory, April 5, 1907.

B. H. Benson,

Utica, Indian Territory.

Dear Sir:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of November 6, 1906, denying the application for the enrollment of your child, Lida Benson, as a citizen of the Choctaw Nation, under the provisions of the Act of Congress approved April 26, 1906.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

23-1099.

Muskogee, Indian Territory, April 3, 1907.

Mansfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of November 3, 1906, denying the application for the enrollment of Lieta Benson as a minor citizen of the Choctaw Nation, under the provisions of the Act of Congress approved April 26, 1906.

Respectfully,

E. D. Rodgers.

Acting Commissioner.

7-5672

Muskogee, Indian Territory, June 30, 1906.

E. R. Benson,

Utica, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of June 22, 1906 inclosing the affidavits of Ella Ann Benson and Robt. A. Lively to the birth of Bessie Benson, child of E. R. Benson and Ella Ann Benson, June 12, 1897; affidavits of E. A. Benson and M. A. Estill to the birth of George R. Benson, child of E. R. Benson and Ella Ann Benson, April 12, 1900; affidavits of Ella Ann Benson and A. J. Wells to the birth of Lieta Benson, child of E. R. Benson and Ella Ann Benson, October 20, 1905.

Respectfully,

Commissioner.

Choctaw Minor 1100

Lily E. Blakely

Edith Blakely

Frederick C. Blakely

Graie Blakely

Paul M. Blake ly

M 1100

1100

MINOR
CHOCTAW
ENROLLMENT

LILY E. BLAKELY

EDITH "
FREDERICK C. BLAKELY
GRACIE "
Paul M. "

As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26. 1906

DECISION RENDERED NOV 14 1906

REFUSED NOV 14 1906

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations. NOV 14 1906

COPY OF DECISION FORWARDED
APPLICANT NOV 14 1906

RECORD FORWARDED DEPARTMENT
NOV 14 1906

SEE PETITION # W - 125

(OVER)

1100

ACTION APPROVED BY
SECRETARY OF INTERIOR FEB 26 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations. APR 5 1907

Notice of Departmental Action
Forwarded Attorneys for Applicant
APR 5 1907

Notice of Departmental
Action mailed applicant APR 5 1907

In the matter of the enrollment of Nellie C. Blakely, et al., as citizens of the Choctaw Nation.

BEFORE THE HONORABLE COMMISSIONER TO THE FIVE CIVILIZED TRIBES:

Comes now Fred C. Blakely, father and natural guardian of Nellie C., Laura V., Lillie E., Edith, Fred C. Jr., Grace I., and Paul M. Blakely, and states that said children are the issue of his marriage to Isabella Blakely (nee Dickerson), a non-citizen white woman; that said children were born on the following dates, respectively, December 13, 1883, October 19, 1887, February 17, 1889, September 14, 1890, June 23, 1894, November 19, 1896 and September 11, 1899; that they were born within the limits of the Choctaw-Chickasaw country; that they are now living, and have never made their home outside of the Choctaw or Chickasaw Nations.

Your petitioner further states that in or about the year 1878 he was married, in accordance with the tribal law, to Martha Mann (nee Hall), a recognized Choctaw citizen by blood; that he and the said Martha Blakely lived together as husband and wife until the time of her death, in 1880; that subsequently thereto, and in the year 1883 petitioner was married, under a tribal license, to the said Isabella Dickerson, mother of the aforesaid minor applicants.

Petitioner further states that from the date of his said marriage to the said Martha Blakely, his rights as a Choctaw citizen have never been questioned; that in 1896 he made application to the Commission to the Five Civilized Tribes, acting under the provisions of the Act of Congress approved June 10, 1896, for enrollment as an intermarried citizen of the Choctaw Nation, and his said application was granted; and that his name appears upon the final roll of citi-

zens by intermarriage of said Nation, prepared by the Commission to the Five Civilized Tribes, and approved by the Secretary of the Interior.

Your petitioner further states that in or about the _____ day of _____, 1898, he appeared before the Commission to the Five Civilized Tribes, at Duncan, Indian Territory, and made application for his own enrollment, and presented the names and sought to make application for the enrollment of his said minor children, but as to whether or not their names appear upon the records of the Commission to the Five Civilized Tribes, your petitioner is unable to state.

Your petitioner, therefore, prays that he be given an opportunity to establish the allegations herein set forth, and that the names of said minor applicants be placed upon the final roll of citizens of the Choctaw Nation, and that they be awarded their share of the properties of said tribe.

Respectfully submitted,

(Signed) Frederick C. Blakely,
Petitioner.

United States of America,)
Indian Territory,) SS.
Southern District:)

On this, 14 day of Feby, 1906, personally appeared before me, Stephen Brown, a Notary Public within and for the Southern District, Indian Territory, Fred C. Blakely, to me well known to be the petitioner in the within and foregoing petition, and, after being duly sworn, deposes and says that the allegations therein set forth are true, as he verily believes.

(Signed) Stephen Brown,

(SEAL)

Notary Public.

My Commission expires Jan. 15-09.

(Registry Receipt Attached.)

I hereby certify that the letter addressed to Mansfield,
Mumurray & Carnish for which the registry receipts are inclosed
herewith contained a true copy of the herewith transmitted petition.

This 2/15 1906.

(Signed) Fred P. Branson.

Indorsed:

Department of the Interior,
Commissioner to the Five Civil-
ized Tribes.

Filed Feb. 17, 1906.
Tams Bixby, Commissioner.

Hellis C. Blakely, et al

vs
Choctaw Nation.

Fred P. Branson,
Attorney for Petitioners.

NEW BORN

190

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Lilly F. Blakely.....

as a citizen of

Choctaw..... Nation.

Approved..... 190...



Commissioner.

Born Feb. 17, 1889.

Act of Congress approved April 26, 1906.

Department of the Interior

Commissioner to the Five Civilized Tribes.

F I L E D August 23 1906

(Signed) Commissioner

Received July 28 1906.

Choctaw

7-5667

23-1100
W-125

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the... Choctaw Nation,
of Lily E. Blakely born on the 17 day of Feb 1889..
[Here insert name of child]
Name of Father: Frederick C. Blakely a citizen of the Choctaw Nation.
Name of Mother: Isabelle C. Blakely a citizen of the U. S. Nation.
Tribal enrollment of father: Intermarriage Tribal enrollment of mother:
Postoffice: Rush Spring, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
..... Southern District. }

I, Isabella C. Blakely on oath state that I am 49
years of age and a citizen by of the U. S. Nation;
that I am the lawful wife of Frederick C. Blakely who is a citizen, by
..... Intermarriage of the Choctaw Nation; that a Female child was
[Male or Female]
born to me on 17th day of Feb 1889; that said child has been named
..... Lily E. Blakely and was living March 4, 1906.
(SEAL) Isabelle C. Blakely

WITNESSES TO MARK:

[Must be Two
Witnesses] {

Subscribed and sworn to before me this 26 day of July 1906.

..... Stephen Brown

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
..... Southern District. }

I, Mary J. Terry a Midwife, on oath state that I
attended on Isabelle C. Blakely wife of Frederick C. Blakely
on the 17th day of Feb 1889; that there was born to her on said date a Female
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named Lily E.
..... Blakely
..... M. J. Terry

WITNESSES TO MARK:

[Must be Two
Witnesses] {

..... M. A. Redford
..... Olive Redford

Subscribed and sworn to before me this 23 day of July 1906.

(SEAL)

..... J. J. Smathara
..... Llano Co Tex.

Notary Public.

NEW BORN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

.....Edith Blakely.....

as a citizen of

.....Chotaw..... Nation.

Approved..... 190...

.....
Commissioner.

Born Sept. 14, 1890

Act of Congress approved April 26, 1906.

Department of the Interior

Commissioner to the Five Civilized Tribes

F I L E D Jul 24 1906

(Signed) Commissioner

Cherokee Enrollment

Received Jul 18 1906

Chotaw

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choptaw Nation,
of Edith Blakely, born on the 14 day of September 1890.
[Here insert name of child]
Name of Father: Frederick C. Blakely, a citizen of the Choptaw Nation.
Name of Mother: Isabelle C. Blakely, a citizen of the U. S. Nation.
Tribal enrollment of father: Tribal enrollment of mother:
Postoffice: Rush Springs, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Southern Dist. District. }
I, Isabelle C. Blakely, on oath state that I am 50
years of age and a citizen by U. S. Nation;
that I am the lawful wife of Frederick C. Blakely, who is a citizen, by
Intermarriage, of the Choptaw Nation; that a Female child was
born to me on 14 day of Sept. 1890; that said child has been named
Edith Blakely, and was living March 4, 1906.

Isabelle C. Blakely

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 16 day of May 1906.

(SEAL)

J. L. Lindsey

Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Southern Dist. District. }
I, Edna McGranhan, a Midwife, on oath state that I
attended on Isabelle C. Blakely, wife of Frederick C. Blakely
on the 14 day of Sept. 1890; that there was born to her on said date a Female
child; that said child was living March 4, 1906, and is said to have been named Edith Blakely.

Edna Mc Granhan

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 16 day of May 1906.

(SEAL)

J. L. Lindsey

Notary Public

NEW BORN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

.... Frederick C. Blakely, Jr.

as a citizen of

..... Choctaw Nation.

Approved..... 190...

.....
Commissioner. ..

Born June 23, 1894.

Act of Congress approved April 26, 1906.

Department of the Interior

Commissioner to the Five Civilized Tribes.

F I L E D Jul 24, 1906

(Signed) Commissioner.

Cherokee Enrollment

Choctaw

Received July 18 1906.

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the... Choctaw... Nation,
 of Frederick C. Blakely..., born on the 23... day of June... 1894.
[Here insert name of child]
 Name of Father: Frederick C. Blakely... a citizen of the... Choctaw... Nation.
 Name of Mother: Isabelle C. Blakely... a citizen of the... us... Nation.
 Tribal enrollment of father... Tribal enrollment of mother...

Postoffice... Rush spring I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
 ... Southern... District. }

Isabelle C. Blakely... on oath state that I am... 50...
 years of age and a citizen by... of the... us... Nation;
 that I am the lawful wife of Frederick C. Blakely..., who is a citizen, by
 ... Intermarriage, of the... Choctaw... Nation; that a male... child was
[Male or Female]
 born to me on... 23rd... day of... June... 1894.; that said child has been named
 ... Frederick C. Blakely..., and was living March 4, 1906.

(SEAL)

Isabelle C. Blakely

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this... 16... day of... May... 1906.

J. L. Lindsey

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
 ... Southern... District. }

Edna McGranahan... a mid-wife... on oath state that I
 attended on Isabelle C. Blakely... wife of Frederick C. Blakely...
 on the... 23... day of... June... 1894.; that there was born to her on said date a male...
[Male or Female]
 child; that said child was living March 4, 1906, and is said to have been named Frederick C.
 Blakely

(Signed) Edna McGranahan

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this... 16... day of... May... 1906.

(SEAL)

J. L. Lindsey

Notary Public.

NEW BORN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

..Gracie Blakely.....

as a citizen of

.....Choctaw..... Nation.

Approved..... 190...

.....
Commissioner.

Born Nov. 19, 1896

Act of Congress approved April 26, 1906.

Department of the Interior

Commissioner to the Five Civilized Tribes.

F I L E D Jul 24 1906.

(Signed) Commissioner.

Cherokee Enrollment

Received Jul 18 1906

Choctaw

23-1100
W-125

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Gracie Blakely, born on the 19 day of Nov. 1896,
(Here insert name of child)
Name of Father: Frederick C. Blakely a citizen of the Choctaw Nation.
Name of Mother: Isabelle C. Blakely a citizen of the U.S. Nation.
Tribal enrollment of father: Intermarriage Tribal enrollment of mother: _____
Postoffice: Rush Springs, Ind. Ter. _____

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, Isabelle C. Blakely, on oath state that I am 49
years of age and a citizen by U.S. of the Isabelle C. Blakely Nation;
that I am the lawful wife of Frederick C. Blakely, who is a citizen, by
Intermarriage, of the Choctaw Nation; that a Female child was
born to me on 19 day of November 1896; that said child has been named
Gracie, and was living March 4, 1906.

Isabelle C. Blakely

WITNESSES TO MARK:
(SEAL)

[Must be Two
Witnesses]

Subscribed and sworn to before me this 12 day of July 1906.

(Signed) Stephen Brown

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, Mattie Hughes, Midwife present, on oath state that I
attended on Isabelle C. Blakely, wife of Frederick C. Blakely,
on the 19th day of Nov. 1896; that there was born to her on said date a Female
child; that said child was living March 4, 1906, and is said to have been named Gracie Blakely.
(SEAL)

M. E. Hughes

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 12 day of July 1906.

Stephen Brown

Notary Public.

NEW BORN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

.....Paul...M...Blakely.....

as a citizen of

.....Choctaw..... Nation.

Approved..... 190...

.....
Commissioner.

Born Aept. 11, 1899.

Act of Congress approved April 26, 1906.

Department of the Interior
Commissioner to the Five Civilized Tribes/

F I L E D Jul 24 1906

(Signed) Commissioner.

Cherokee Enrollment.
Choctaw

Received Jul 18 1906.

5657

20-1100
W. 125

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Paul M. Blakely, born on the 11 day of Sept. 1899.
(Here insert name of child)
Name of Father: Frederick C. Blakely a citizen of the Choctaw Nation.
Name of Mother: Isabelle C. Blakely a citizen of the U. S. Nation.
Tribal enrollment of father: Intermarriage Tribal enrollment of mother: U. S.
Postoffice: Rush Springs Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, Isabelle C. Blakely, on oath state that I am 49 years of age and a citizen by of the U. S. Nation; that I am the lawful wife of Frederick C. Blakely, who is a citizen, by Intermarriage of the Choctaw Nation; that a Male child was born to me on 11th day of September 1899; that said child has been named Paul M. Blakely and was living March 4, 1906.

(SEAL)

Isabelle C. Blakely

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 12th day of July 1906.

Stephen Brown

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, Mattie Hughes, a mid-wife, on oath state that I attended on Isabelle C. Blakely, wife of Frederick C. Blakely, on the 11th day of Sept. 1899; that there was born to her on said date a Male child; that said child was living March 4, 1906, and is said to have been named Paul M. Blakely.

M. E. Hughes

WITNESSES TO MARK:

(SEAL)

[Must be Two Witnesses]

Subscribed and sworn to before me this 12th day of July 1906.

Stephen Brown

Notary Public.

W-125
23-1100.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the petition for the enrollment of
Nellie C. Blakely, et al., as citizens of the Choctaw Nation.

DECISION.

Under the regulations adopted by the Commissioner to the Five Civilized Tribes January 2, 1906, there was filed on February 17, 1906, by Fred P. Branson, attorney at law, Muskogee, Indian Territory, a petition praying for the enrollment of Nellie C. (born December 13, 1883), Laura V. (born October 19, 1887), Lillie E. (born February 17, 1889), Edith (born September 14, 1890), Fred C., Jr. (born June 23, 1894), Grace I. (born November 19, 1896), and Paul M. Blakely (born September 11, 1899), as citizens of the Choctaw Nation.

July 18, 1906, written application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Lily E., Edith, Frederick C., Grace and Paul M. Blakely as citizens of the Choctaw Nation under the provisions of Section Two of the Act of Congress approved April 26, 1906 (34 Stats., 137).

The petitioners herein claim their right to enrollment as citizens of the Choctaw Nation by reason of being the children of Fred C. Blakely, a white man, whose name (as F. C. Blakely) appears as number 199 upon the final roll of citizens by intermarriage of the Choctaw Nation approved by the Secretary of the Interior June 13, 1903, and Isabelle Dickerson, a non-citizen white woman.

Records not appear from the records in the possession of this office that any application of any nature whatsoever has ever been made for the enrollment of Nellie C. Blakely (born December 13, 1883) as a citizen of the Choctaw Nation within the time limited by the provisions of Section One of the Act of Congress approved April 26, 1906 (34 Stats., 137).

Section Two of the Act of Congress approved April 26, 1906 (34 Stats., 137), provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

I am of the opinion that under the provisions of Sections One and Two of the Act of Congress approved April 26, 1906 (34

Stats., 137), I am without authority to receive or consider any application for the enrollment of Nellie C. Blakely as a citizen of the Chectaw Nation, that I should decline to receive the same, and that the petition for her enrollment as such should be denied, and it is so ordered.

I am further of the opinion that the application and petition for the enrollment of Lillie E. (or Lily E.) Blakely, Edith Blakely, Fred C. Blakely, Jr. (or Frederick C. Blakely), Grace I. (or Gracie) Blakely and Paul M. Blakely, and the petition for the enrollment of Laura V. Blakely, should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), as amended by the Act of Congress approved June 21, 1906 (Public No. 258), and it is so ordered.



Commissioner.

Muskogee, Indian Territory,

NOV 14 1906

W-125
23-1100

COPY

Muskogee, Indian Territory, November 14, 1906.

Frederick C. Blakely,

Rush Springs, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered November 14, 1906, declining to receive or consider the application, and denying the petition, for the enrollment of Nellie C. Blakely, denying the application and petition for the enrollment of Lillie E. (or Lily E.) Blakely, Edith Blakely, Fred C. Blakely, Jr. (or Frederick C. Blakely), Grace I. (or Gracie) Blakely and Paul E. Blakely, and the petition for the enrollment of Laura V. Blakely, under the Act of Congress approved April 26, 1906, as citizens of the Choctaw Nation.

This decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Tame Dixby

Commissioner.

Registered.

Incl. 23-1100

W-125
23-1100

COPY

Muskogee, Indian Territory, November 14, 1906.

Fred P. Branson,

Muskogee, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered November 14, 1906, declining to receive or consider the application, and denying the petition, for the enrollment of Nellie C. Blakely, denying the application and petition for the enrollment of Millie E. (or Lily E.) Blakely, Edith Blakely, Fred C. Blakely Jr. (or Frederick C. Blakely), Grace I. (or Gracie) Blakely and Paul W. Blakely, and the petition for the enrollment of Laura V. Blakely, under the Act of Congress approved April 26, 1906, as citizens of the Choctaw Nation.

The decision, with the record of proceedings thereon, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Tamie Kirby
Commissioner.

Registered:

Incl. 23-1100.

V-125
23-1100

COPY

Muskogee, Indian Territory, November 14, 1906.

Hansfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered November 14, 1906, declining to receive or consider the application, and denying the petition, for the enrollment of Nellie G. Blakely, denying the application and petition for the enrollment of Lillie E. (or Lily E.) Blakely, Edith Blakely, Fred C. Blakely, Jr. (or Frederick C. Blakely), Grace I. (or Gracie) Blakely and Paul W. Blakely, and the petition for the enrollment of Laura V. Blakely, under the Act of Congress approved April 26, 1906, as citizens of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

James L. Hardy
Commissioner.

Registered.

Incl. 2 -1100.

Muskogee, Indian Territory, November 14, 1906.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the petition for the enrollment of Nellie C. Blakely, et al., including the decision of the Commissioner to the Five Civilized Tribes, dated November 14, 1906, declining to receive or consider the application, and denying the petition, for the enrollment of Nellie C. Blakely, denying the application and petition for the enrollment of Lillie E. (or Lily E.) Blakely, Edith Blakely, Fred C. Blakely, Jr. (or Frederick C. Blakely), Grace I. (or Gracie) Blakely and Paul E. Blakely, and the petition for the enrollment of Laura V. Blakely, under the Act of Congress approved April 24, 1906, as amended of the Cheatar Nation.

Respectfully,

James P. Kirby

Commissioner.

Incl.

Through the

Commissioner of Indian Affairs.

DEPARTMENT OF THE INTERIOR,

FID

WASHINGTON.

I.T.D. 2632, 2672, 2740, 2960, 3264, 1907.

3296, 3304, 3336, 3374, 3384, *

3394, 3418, 3446, 3452, 3480, *

3482, 3520, 3546, 3554, 3560, *

3568, 3570, 3572, 3602, 3652, *

3880, 3894, 3912, 3982, 4042, *

LRS 4054, 4112, 4118, 4146, 4194, *

4200, 4230, 4238, 4240, 4242, *

4256, 4294, 4310, 4312, *

February 26, 1907,

DIRECT.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir :

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.

Date of your
letter of transmittal.

Joseph B. Collins,	June 19, 1906
James B. Burnes, et al.,	June 19, 1906
Fannie M. Paleoner, et al.,	June 19, 1906
Jessie Joe Turner,	June 19, 1906
Thomas Woods,	December 19, 1906
Linda Benson,	November 6, 1906
Amy W. Hancock, et al.,	November 15, 1906
Daisy Crockett Coleman, et al.,	September 20, 1906
Harry Guise,	October 2, 1906
Lucinda M. Monks, et al.,	November 15, 1906
Agnes Irene Coleman, et al.,	December 20, 1906
Lillie May Pate, et al.,	December 20, 1906
Rutha Ann Ferguson,	December 20, 1906
Devie Adline Gofforth,	December 20, 1906
Andrew J. Ollar, et al.,	November 15, 1906
Hellie C. Blakely, et al.,	November 14, 1906

Title of Case.

Date of your
letter of transmittal.

Overton Martin Bonds, et al.,	January 14, 1907
John Lee Hunt,	December 30, 1906
Kathleen Lockett,	January 18, 1907
Thomas Rudolph Hamlin,	December 30, 1906
Marie Dunagan,	January 18, 1907
William A. Gardner,	December 30, 1906
Sophia C. Harris, et al.,	December 30, 1906
Jesse Monroe Jones,	January 18, 1907
Bertie Cotton, et al.,	October 4, 1906
Maggie Irene Stalcup,	November 22, 1906
L. Everett Parke, et al.,	November 23, 1906
Ella Florence Cochran,	October 3, 1906
Elce Irene Cummings, et al.,	December 26, 1906
Willam J. Smith,	November 21, 1906
Jewell Merryman,	November 21, 1906
Jim Costilow, et al.,	December 21, 1906
Lettie May Richman, et al.,	December 24, 1906
Rue Gelbert, et al.,	December 21, 1906
Matilda Florence,	June 20, 1906
Mary Jane Fulson, et al.,	June 18, 1906
Lee Keck, et al.,	October 20, 1906
Magnolia Thompson,	November 21, 1906
John Hardy Sterling, et al.,	November 23, 1906
James Maberry Morse, Jr.,	January 18, 1907
James G. Shaw,	November 21, 1906
Sallie Engleman, et al.,	January 18, 1907
Fannie Pearl Beagles, et al.,	December 21, 1906
Thomas A. Fitzgerald (Jr.),	December 21, 1906

A copy herewith and all the papers in the above mentioned cases have been sent to the Indian Office.

(Signed) Jesse H. Wilson,

Assistant Secretary.

44 inc. and
82 for Ind. Of.

AFHs
5-27-07

Land
181404-1906

(COPY)
DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 14, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from the Commissioner to the Five Civilized Tribes, dated November 14, 1906, transmitting the record relative to the application of Nellie C. Blakely, et al., for enrollment as citizens of the Cheataw Nation. The parties in the case are Nellie C., Laura V., Lillie E., Edith, Fred C., Jr., Grace I. and Paul H. Blakely.

The record shows that the applicants are the children of Fred C. Blakely, a white man, enrolled as F. C. Blakely at No. 192, roll of intermarried citizens of the Cheataw Nation, and Isabelle Rickerson, a non-citizen white woman. On November 14, 1906, the Commissioner held that the applicants are not entitled to enrollment.

Under the provisions of the Act of June 21, 1906 (34 Stat. L., 388), and the Department's holding of July 10, 1906, I.T.D. 2849, in the William Jesse Bacon case, the applicants are not entitled to enrollment, and the approval of the Commissioner's adverse decision is recommended.

Very respectfully,

G. F. Larrabee,

Acting Commissioner.

SAV-CH.

23-1100.

Muskogee, Indian Territory, April 5, 1907.

Frederick C. Blakely,

Rush Springs, Indian Territory.

Dear Sir:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of November 14, 1906, declining to receive or consider the application, and denying the petition, for the enrollment of Nellie C. Blakely, denying the application and petition for the enrollment of Lillie B. (or Lily E.) Blakely, Edith Blakely, Fred C. Blakely, Jr. (or Frederick C. Blakely), Grace I. (or Gracie) Blakely and Paul E. Blakely, and the petition for the enrollment of Laura V. Blakely, under the Act of Congress approved April 26, 1906, as citizens of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

25-1100.

Muskogee, Indian Territory, April 8, 1907.

Fred P. Branson,

Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of November 14, 1906, declining to receive or consider the application, and denying the petition, for the enrollment of Nellie C. Blakely, denying the application and petition for the enrollment of Lillie B. (or Lily B.) Blakely, Edith Blakely, Fred C. Blakely Jr. (or Frederick C. Blakely), Grace I. (or Gracie) Blakely and Paul M. Blakely, and the petition for the enrollment of Laura V. Blakely, under the Act of Congress approved April 26, 1906, as citizens of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers

Acting Commissioner.

23-1100.

Muskogee, Indian Territory, April 5, 1907.

Mansfield, McMurray & Gernish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of November 14, 1906, declining to receive or consider the application, and denying the petition, for the enrollment of Nellie C. Blakely, denying the application and petition for the enrollment of Lillie B. (or Lily B.) Blakely, Edith Blakely, Fred G. Blakely, Jr. (or Frederick G. Blakely), Grace I. (or Gracie) Blakely and Paul M. Blakely, and the petition for the enrollment of Laura V. Blakely, under the Act of Congress approved April 28, 1906, as citizens of the Choctaw Nation.

Respectfully,

Eso. D. Rodgers.

Acting Commissioner.

Choctaw Minor 1101

Ola Bell Brown

Eliza | Clarence Brown

Joseph Clide Brown

M 1101

MINOR
CHOCTAW
ENROLLMENT

OLA BELL BROWN
ELZEL CLARENCE BROWN
JOSEPH SLIDE "

As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26. 1906

DECISION RENDERED DEC 21 1906

REFUSED DEC 21 1906

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations. DEC 21 1906

COPY OF DECISION FORWARDED
APPLICANT DEC 21 1906

RECORD FORWARDED DEPARTMENT
DEC 21 1906

ACTION APPROVED BY
SECRETARY OF INTERIOR FEB 25 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations. APR 18 1907

NOTICE OF DEPARTMENTAL
Action Mailed Applicant APR 18 1907

NEW BORN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

.....Ola. Bell. Brown.....

as a citizen of

.....CHOCTAW..... Nation.

Approved..... 190...

.....
Commissioner.

Born Apr. 2, 1900

ACT OF CONGRESS APPROVED APRIL 26 1906

DEPARTMENT OF THE INTERIOR

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

F I L E D MAY 15 1906

(Stamped) Tams Bixby
Commissioner

CHOCTAW RECEIVED MAY 10 1906

7-2645.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Ola Bell Brown, born on the 2 day of April, 1900.
[Here insert name of child]
Name of Father: J B Brown a citizen of the Choctaw Nation.
Name of Mother: Armata Brown a citizen of the Choctaw Nation.
Tribal enrollment of father: Tribal enrollment of mother:

Postoffice: Mc. Curtain Ind. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Armata Brown on oath state that I am 31
years of age and a citizen by Marriage of the Choctaw Nation;
that I am the lawful wife of J. B. Brown, who is a citizen, by
Nativity of the United States. ~~XXXXXXXXXX~~ a Female child was
(Male or Female)
born to me on 2 day of April, 1900; that said child has been named
Ola Bell Brown and was living March 4, 1900.

(Signed) armata Brown

WITNESSES TO MARK:

(SEAL) J W Frederick

[Must be Two
Witnesses]

Subscribed and sworn to before me this 9 day of May, 1906.

(Signed) Frank E. Parke

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, F. R. Garton, an attendant, on oath state that I
attended on Armata Brown, wife of J. B. Brown
on the 2 day of April, 1900; that there was born to her on said date a Female
(Male or Female)
child; that said child was living March 4, 1900 and is said to have been named Ola Bell Brown.

(Signed) F. R. Garton

WITNESSES TO MARK:

(SEAL) J W Frederick

[Must be Two
Witnesses]

Subscribed and sworn to before me this 9 day of April, 1906.

(Signed) Frank E. Parke

Notary Public.

NEW BORN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Elzel Clarence Brown

as a citizen of

CHOCTAW

Nation.

Approved..... 190...

Commissioner.

Born July 15, 1902

ACT OF CONGRESS APPROVED APRIL 26 1906

DEPARTMENT OF THE INTERIOR

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

FILED MAY 15 1906

(Stamped) Tams Bixby

Commissioner

CHOCTAW RECEIVED MAY 10 1906

7-2645

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Choctaw.....Nation,
ofElzel Clarence Brown....., born on the 15th day ofJuly.....1902
(Here insert name of child)
Name of Father: J. B. Brown.....a citizen of the.....U. S.....
Name of Mother: Armatha Brown.....a citizen of the.....Choctaw.....Nation.
Tribal enrollment of father.....Tribal enrollment of mother.....
Postoffice.....Mc Curtain I T.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Central.....District. }

I,Armatha Brown....., on oath state that I am.....31.....
years of age and a citizen by.....Marriage.....of the.....Choctaw.....Nation;
that I am the lawful wife of.....J. B. Brown....., who is a citizen, by
.....Nativity....., of the.....Choctaw.....Nation; that a Male.....child was
[Male or Female]
born to me on.....15.....day of.....July....., 1902; that said child has been named
.....Elzel Clarence Brown....., and was living March 4, 1906.

(SEAL)

(Signed) armatha Brown.....

WITNESSES TO MARK:

[Must be Two Witnesses] { J. W. Frederick.....
.....

Subscribed and sworn to before me this.....9.....day of.....May.....1906

(Signed) Frank E. Parke
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central.....District. }

I,N. C. Tubba....., a.n. Attendant....., on oath state that I
attended onArmatha Brown....., wife of.....J. B. Brown.....
on the 15.....day of.....July....., 1902; that there was born to her on said date a.....Male.....
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named.....Elzel Clarence Brown.....

(Signed) N. C. tubba.....

WITNESSES TO MARK:

[Must be Two Witnesses] { J. W. Frederick.....
(SEAL) {

Subscribed and sworn to before me this.....9.....day of.....May.....1906.

(Signed) Frank E. Parke
Notary Public.

NEW BORN
100

IN RE
Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 26, 1906.

..... Joseph Clide Brown

as a citizen of

..... CHOCTAW Nation.

Approved..... 190...

.....
Commissioner. :
.....

BORN Dec. 31, 1905

ACT OF CONGRESS APPROVE D APRIL 26, 1906

DEPARTMENT OF THE INTERIOR

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

F I L E D MAY 15 1906

(Stamped) Tams Bixby
Commissioner.

CHOCTAW RECEIVED MAY 10 1906
7-2645.

23-1101

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the..... Choctaw..... Nation,
of .. Joseph Glide Brown....., born on the 31..... day of .. Dec..... 1905.
[Here insert name of child]
Name of Father:..... J. B. Brown..... a citizen of the U. S. Nation.
Name of Mother:..... Armatha Brown..... a citizen of the..... Choctaw..... Nation.
Tribal enrollment of mother..... Tribal enrollment of mother.....
Postoffice.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Central..... District. }

I, .. Armatha Brown..... on oath state that I am..... 31.....
years of age and a citizen by Marriage..... of the..... Choctaw..... Nation;
that I am the lawful wife of..... J. B. Brown....., who is a citizen, by
Nativity..... of the..... United States..... ~~XXXXXX~~ (that a .. Male..... child was
[Male or Female]
born to me on..... 31..... day of..... December..... 1905.; that said child has been named
Joseph Glide Brown..... and was living March 4, 1905.)

(SEAL)

(Signed) .. armatha Brown.....

WITNESSES TO MARK:

[Must be Two] { J. W. Frederick.....
Witnesses } ..

Subscribed and sworn to before me this..... 9..... day of..... May..... 1906.

(Signed) Frank E. Parke.....

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central..... District. }

I, .. M. V. Wilburn....., an attendant....., on oath state that I
attended on .. Armatha Brown....., wife of..... J. B. Brown.....
on the .. 31..... day of..... Dec..... 1905.; that there was born to her on said date a..... Male.....
[Male or Female]
child; that said child was living March 4, 1905 and is said to have been named..... Joseph Glide Brown..

(Signed) M. V. Wilburn.....

WITNESSES TO MARK:

[Must be Two] { J. W. Frederick.....
Witnesses } ..
(SEAL)

Subscribed and sworn to before me this..... 9..... day of..... May..... 1906.

(Signed) Frank E. Parke.....

Notary Public.

23-1101.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

-:0:-

In the matter of the application for the enrollment of
Ola pell brown, Elzel clarence brown and Joseph glide brown as
citizens of the Choctaw Nation.

-: D E C I S I O N :-

It appears from the record herein that on May 10, 1906,
application was made to the commissioner to the Five Civilized
Tribes for the enrollment of Ola pell Brown, Elzel clarence
Brown and Joseph glide brown as citizens of the Choctaw Nation,
under the provisions of the Act of Congress approved April 26,
1906 (34 stats., 137).

It further appears from the record herein and from the
records of this office that the applicants, Ola pell Brown,
Elzel Clarence Brown and Joseph glide Brown were born April 2,
1900, July 18, 1902 and December 31, 1904, respectively and are
the children of Armatha Brown, whose name appears opposite No.
1304 on the final roll of citizens by intermarriage of the
Choctaw Nation approved by the Secretary of the Interior March
14, 1906, and J. B. Brown, a non-citizen and non-applicant either
for enrollment as a citizen of the Choctaw Nation or for identifi-
cation as a Mississippi Choctaw.

I am of the opinion that the applicants, Ola pell Brown,
Elzel Clarence Brown and Joseph glide brown are not entitled to
enrollment as citizens of the Choctaw Nation and that the appli-
cation for their enrollment as such should be denied in accordance
with the provisions of the Act of Congress approved April 26,
1906 (34 stats., 137) as amended by the Act of Congress approved
June 21, 1906 (Public No. 258) and it is so ordered.


Commissioner.

Muskogee, Indian Territory,

DEC 21 1906

23-1101

COPY

Muskogee, Indian Territory, December 21, 1906.

J. B. Brown,

McCourtain, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 21, 1906, denying the application for the enrollment of Ola Bell Brown, Elsal Clarence Brown and Joseph Slide Brown as citizens of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Wm. O. Beall*
Acting Commissioner.

Incl. 23-1101

Registered.

23-1101

COPY

Muskogee, Indian Territory, December 21, 1906.

Mansfield, McWarray & Cernish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 21, 1906, denying the application for the enrollment of Ola Bell Brown, Elsie Clarence Brown and Joseph Clyde Brown as citizens of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED, *Wm. O. Beall*
Acting Commissioner.

Incl. 23-1101

COPY

Muskogee, Indian Territory, December 21, 1906.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings in the matter of the application for the enrollment of Ola Bell Brown, Elsie Clarence Brown and Joseph Clide Brown, as citizens of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated December 21, 1906, denying said application.

Respectfully,

Wm. C. Boall
Acting Commissioner.

2 Incls.

Through the
Commissioner of Indian Affairs.

D.O.-11300

R.L.M.
O.K.

DEPARTMENT OF THE INTERIOR

L.R.S.
I.T.D. 4338-1907.

WASHINGTON.

February 25, 1907.

Direct,

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

December 21, 1906, you transmitted the record in the matter of the application for the enrollment of Olin Bell Brown, Elmer Clarence Brown, and Joseph Clyde Brown, as citizens of the Choctaw Nation, together with your decision of the same date, denying said application.

Reporting February 19, 1907, (Land 113041-1907), the Indian Office concurs in your decision. A copy of its letter is enclosed.

Your decision is hereby affirmed.

The papers in the case and a carbon copy hereof have been sent to the Indian Office.

Respectfully,

James E. Wilson.

Assistant Secretary.

1 inc. and 2 inc.
for Ind. Of.

WFW

D.O.-11300.

LAND
112851-1907.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,

COPY.

WASHINGTON.

February 19, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of Ola Bell Brown, Elsie Clarence Brown, and Joseph Elsie Brown, as citizens of the Choctaw Nation, including decision of the Commissioner to the Five Civilized Tribes, dated December 21, 1906, adverse to the applicants.

The record shows that on May 10, 1906 application was made to the Commissioner to the Five Civilized Tribes for the enrollment of these applicants as citizens of the Choctaw Nation. The record further shows that Ola Bell Brown, Elsie Clarence Brown, and Joseph Elsie Brown, were born April 2, 1900, July 15, 1902, and December 31, 1905, respectively, and are the children of Arnette Brown, whose name appears on the final roll of citizens by intermarriage of the Choctaw Nation, approved by the Department March 14, 1906, and J.B. Brown, a non-citizen.

In view of the provisions of the Act of Congress approved April 26, 1906, (34 Stat., 157) as amended by the Act of June 21, 1906, (34 Stat., 325), and following the decision of the Department of July 10, 1906, (I.T.D. 2546), in the William Jesse Bacon case, the Office concurs in the decision of Commissioner Bixby denying the enrollment of the applicants as citizens of the Choctaw Nation.

Very respectfully,

ENC-12.

Acting Commissioner. C F Larrabee

23-1101

Muskogee, Indian Territory, April 18, 1907.

J. B. Brown,

McCartain, Indian Territory.

Dear Sir:

You are hereby advised that on February 23-1907, the Secretary of the Interior affirmed the decision of this office of December 21, 1906, denying the application for the enrollment of Ola Hall Brown, Kisel Clarence Brown and Joseph Eliza Brown as citizens of the Choctaw Nation.

Respectfully,

Commissioner.

25-1101

Muskogee, Indian Territory, April 18, 1907.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen

You are hereby advised that on February 25, 1907, the Secretary of the Interior affirmed the decision of this office of December 21, 1906, denying the application for the enrollment of Ola Bell Brown, Elsie Clarence Brown and Joseph Elide Brown as citizens of the Choctaw Nation.

Respectfully,

Commissioner

D.C. -11699

R.L.M.
O.K.

DEPARTMENT OF THE INTERIOR,

WASHINGTON.

February 25, 1907.

L.R.S.
I.T.D. 4338-1907.

Direct.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

December 21, 1906, you transmitted the record in the matter of the application for the enrollment of Ola Bell Brown, Elzel Clarence Brown, and Joseph Clide Brown, as citizens of the Choctaw Nation, together with your decision of the same date, denying said application.

Reporting February 19, 1907, (Land 112853-1907), the Indian Office concurs in your decision. A copy of its letter is enclosed.

Your decision is hereby affirmed.

The papers in the case and a carbon copy hereof have been sent to the Indian Office.

Respectfully,

Jesse E. Wilson.

Assistant Secretary.

1 inc. and 2 inc.
for Ind. Of.

APM

2-25-07.

LAND
112853-1907.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,

COPY.

WASHINGTON.

February 19, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of Ola Bell Brown, Elzel Clarence Brown, and Joseph Clide Brown, as citizens of the Choctaw Nation, including decision of the Commissioner to the Five Civilized Tribes, dated December 21, 1906, adverse to the applicants.

The record shows that on May 10, 1906 application was made to the Commissioner to the Five Civilized Tribes for the enrollment of these applicants as citizens of the Choctaw Nation. The record further shows that Ola Bell Brown, Elzel Clarence Brown, and Joseph Clide Brown, were born April 2, 1900, July 15, 1902, and December 31, 1905, respectively, and are the children of Armatha Brown, whose name appears on the final roll of citizens by intermarriage of the Choctaw Nation, approved by the Department March 14, 1905, and J.B. Brown, a non-citizen.

In view of the provisions of the Act of Congress approved April 26, 1906, (34 Stat.L., 137) as amended by the Act of June 21, 1906, (34 Stat.L., 325), and following the decision of the Department of July 19, 1906, (I.T.D.2548), in the William Jesse Bacon case, the Office concurs in the decision of Commissioner Bixby denying the enrollment of the applicants as citizens of the Choctaw Nation.

Very respectfully,

EBM-LC.

Acting Commissioner. C F Larrabee

Choctaw Minor 1102

Ethel H. Bond

George M. Bond, Jr.

M 1102

MINOR
CHOCTAW
ENROLLMENT

ETHEL H. BOND

GEORGE M. " JR.

See Petition # W - 92

As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26. 1906

Decision Rendered Dec 22 1906

REFUSED Dec 22 1906

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations. DEC 22 1906

COPY OF DECISION FORWARDED
APPLICANT DEC 22 1906

RECORD FORWARDED DEPARTMENT
DEC 22 1906

ACTION APPROVED BY
SECRETARY OF INTERIOR MAR 1 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations. APR 12 1907

Notice of Departmental
Action Mailed Applicant Apr 12 1907

7-5332

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

.....

In the matter of the enrollment of Lula Runton Bond as an intermarried citizen of the Choctaw Nation and Ethel Huester Bond and George Mifflin Bond as citizens of the Choctaw Nation.

Commissioner to the
Five Civilized Tribes.

Sir:

Comes now your petitioner, George M. Bond, on behalf of his wife, Lula Runton Bond and their two minor children, Ethel Huester and George Mifflin Bond, and respectfully asks that they be enrolled as citizens of the Choctaw Nation; your petitioner George M. Bond states that he is a duly enrolled citizen by intermarriage of the Choctaw Nation and that his enrollment as such had been approved by the Honorable, the Secretary of the Interior opposite number 1037 of the final roll of the citizens by intermarriage of said nation; that he was married to Narcissa McClure, a Choctaw Indian by blood in the year 1875; that his said Choctaw wife died in the year 1891; that after the death of his Indian wife he was married to Lula Runton in the year 1893; that the two minor children herein referred to are the lawful issue of said second marriage.

Your petitioner states that his said children are entitled to enrollment as citizens of the Choctaw Nation by virtue of being the lawful descendants of a duly enrolled citizen of said nation and that his said wife, Lula Runton Bond, is entitled to enrollment as an intermarried citizen of the Choctaw Nation by virtue of her marriage to your petitioner, who by Article 30 of the treaty of 1866 was ad-

6282

opted as though he was a native citizen; that said adoption by article 38 removed the disability of blood of your petitioner herein to confer intermarried rights.

Your petitioner further states that Lula Hunten Bond his said wife has since the date of their marriage continuously resided with him in the Indian Territory and that his said children, the minor applicants herein, are now living and have resided with him in the Indian Territory since the date of their birth.

Your petitioner further states that in the year 1900 he appeared before the Commission to the Five Civilized Tribes at Atoka, Indian Territory, and gave testimony relative to his right to enrollment as an intermarried citizen of the Choctaw Nation; that at said hearing he was examined as to said second marriage and the issue thereof; that again, at Chickasha, Indian Territory, in the year 1902, he appeared before the Commission to the Five Civilized Tribes and testified relative to his right to enrollment as an intermarried citizen of the Choctaw Nation; that at said hearing he was again questioned with regard to his said second marriage and the issue thereof; that there was sufficient developed at said hearings to put the Commission on notice that these petitioners were entitled to enrollment and he believes that the Commission should have listed them from said testimony.

WHEREFORE, Your petitioner asks that Lula Hunten Bond be enrolled as an intermarried citizen of the Choctaw Nation and that his minor children Ethel Huester Bond and George Mifflin Bond be enrolled as citizens of the Choctaw Nation.

Respectfully submitted,

George M Bond
Petitioner.

283

Chilion Riley

Attorney for petitioner,
Ardmore, Indian Territory.

George M. Bond being first duly sworn on oath says that he is acquainted with the allegations contained in above and foregoing petition and that the same are true and correct.

George M Bond

Subscribed and sworn to before me this the 24
day of January, A. D. 1906.

Marguerite Lawson

Notary Public.

(Seal)

Fred V. Kinkade being first duly sworn on oath says that he served a carbon copy of above petition on Mansfield, McMurray & Cornish, attorneys for the Choctaw-Chickasaw Nations; that attached registry receipt is for letter in which said copy was enclosed.

Fred V Kinkade

Subscribed and sworn to before me this the _____
day of January, A. D. 1906.

Robert L. Russell

Notary Public.

NEW BORN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

...Ethel J. Bond.....

as a citizen of

.....Choctaw..... Nation.

Approved..... 190...

.....
Commissioner.

Born Oct. 28, 1896.

Act of Congress approved April 26 1906

Department of the Interior

Commissioner to the Five Civilized Tribes

FILED May 28 1906

(Signed) Commissioner

Received May 21 1906

Choctaw

5332 Terral I. T.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the... Choctaw... Nation,
of Ethel H. Bond, born on the 28th day of October... 1895...
[Here insert name of child]
Name of Father: George M. Bond... a citizen of the... Choctaw... Nation.
Name of Mother: Lula R. Bond... a citizen of the... Nation.
Tribal enrollment of father: 1037... Tribal enrollment of mother: ...
Postoffice: Tarral, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Southern District.

I, Lula R. Bond, on oath state that I am...
years of age and a citizen by marriage, of the... Choctaw... Nation;
that I am the lawful wife of George M. Bond, who is a citizen, by
marriage, of the... Choctaw... Nation; that a female child was
born to me on 28th day of October, 1895; that said child has been named
Ethel H. Bond, and was living March 4, 1906.

Lula R. Bond

(SEAL)

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 10th day of May, 1906.

R. E. Schoonfield

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Southern District.

I, Mrs A. Routon, a Midwife, on oath state that I
attended on Mrs. Lula R. Bond, wife of George M. Bond,
on the 28th day of October, 1895; that there was born to her on said date a female
child; that said child was living March 4, 1906, and is said to have been named Ethel H.
Bond.

(SEAL)

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this day of May, 1906.

C. P. Holt

Notary Public.

My Com Exp 6/13/08.

NEW BORN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

....George M. Bond.....

as a citizen of

...Choctaw..... Nation.

Approved..... 190...

Commissioner.

Born July 4, 1899.

Act of Congress approved April 26 1906.

Department of the Interior

Commissioner to the Five Civilized Tribes/

F I L E D May 28 1906

(Signed) Commissioner

Choctaw

Received May 21 1906.

5332 Terral I.T.

25-1102
W-92DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of George M. Bond Jr., born on the 4th day of July 1899.
[Here insert name of child]
Name of Father: George M. Bond a citizen of the Choctaw Nation.
Name of Mother: Lula R. Bond a citizen of the " " Nation.
Tribal enrollment of father: 1037 Tribal enrollment of mother: _____
Postoffice: Terral, Ind Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, Lula R. Bond, on oath state that I am _____
years of age and a citizen by marriage of the Choctaw Nation;
that I am the lawful wife of George M. Bond, who is a citizen, by
marriage of the Choctaw Nation; that a female child was
born to me on 4th day of July 1899; that said child has been named
George M. Bond Jr. and was living March 4, 1906.

(SEAL)

Lula R. Bond

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 10th day of May 1906.

R. E. Schoolfield

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, Mrs. A. Rauton, a Midwife, on oath state that I
attended on Mrs. Lula R. Bond, wife of George M. Bond
on the 4th day of July 1899; that there was born to her on said date a female
child; that said child was living March 4, 1906, and is said to have been named George M.
Bond Jr.

Mrs. A. Rauton

WITNESSES TO MARK:
(SEAL)[Must be Two
Witnesses]

Subscribed and sworn to before me this 12th day of May 1906.

C. P. Holt

Notary Public.

My com exp 6/13/08.

To The Hon. Commission to The Five Civilized Tribes.

Application of Ethel Huester Bond, a minor, by her natural Guardian G. M. Bond, for enrollment in Choctaw Tribe of Indians.

Come now George M. Bond as natural Guardian of his minor child Ethel Huester Bond, and makes this her application to be enrolled as a citizen of the Choctaw Tribe of Indians, and in support of said application the said G. M. Bond says that he is a citizen of the Choctaw Tribe of Indians duly enrolled and recognized as such, by virtue of his marriage with Narcissa McClure, now deceased, and that thereafter he was lawfully married to Lula Rounton, a white woman, who is now his wife- and that there was born to him by his last named wife, a girl child named Ethel Huester Bond aged two years, now living with him in South McAlester Ind. Ter.

Wherefore he prays that the said Ethel Huester Bond be enrolled as a Member of the Choctaw Tribe of Indians, and that the evidence filed with the application of Lula Bond be considered in support of this application and in this behalf.

G. M. Bond

Subscribed and sworn to before me this 9th day of August 1897.

W. W. Winningham,
Notary Public.

(SEAL)

To the Hon. Commission to The Five Civilized Tribes;

Application of Lula Bond and her minor child Ethel Huester Bond
for citizenship in Choctaw Tribe of Indians.

Comes now your petitioner Lula Bond in her own behalf,
and in behalf of her minor child Ethel Huester Bond, and makes
this her application to be admitted and enrolled as members of
the Choctaw Tribe of Indians.

Petitioner represents that on the 6th day of May 1893
she was lawfully married to G. M. Bond, a citizen of the Choctaw
Nation duly enrolled and recognized as such, and that she is the
wife of said G.M. Bond and resides in South McAlester, Indian
Territory. That there has been born the issue of said marriage
Ethel Huester Bon, a girl child aged two years, now living.

Wherefore the premises considered your petitioner prays
that she and her said child be enrolled as members of the Choctaw
Tribe of Indians.

Lula Bond.

In re- The application of Lula Bond and her minor child for
enrollment as members of the Choctaw Tribe of Indians-

Lula Bond of lawful age, on her oath says that she
resides at South McAlester, Indian Territory and that during the
year 1893 she was lawfully married to G. M. Bond, a duly enrolled
and recognized Member of the Choctaw Tribe of Indians, and that
she is now the wife of said G. M. Bond..

That there was born as issue of said marriage a girl
child to wit, Ethel Huester Bond aged two years, now living.

Lula Bond.

Subscribed and sworn to before me this 31st day of July 1897.

Wm Costigan.

Notary Public

(SEAL)

In re- The application of Lula Bond and her minor child Ethel Huester Bond for enrollment in Choctaw Tribe of Indians.

G. M. Bond of lawful age, on his oath says that in the month of September 1875, he was lawfully married according to the laws of the Choctaw Nation to Narcissa McClure, a duly enrolled and recognized member of the Choctaw Tribe of Indians by blood; and that during the year 1891 his said wife died. And that during the year 1893 he was lawfully married to Lula Houton, his now living wife, a white woman, and that her residence is in South McAlester, Ind. Ter. That there was born to him, as issue of said last named marriage, a girl child, Ethel Huester Bond, aged two years, now living.

Affiant further says in his oath that he is duly enrolled and recognized as a member of the Choctaw Tribe of Indians and that he enjoys all the rights and privileges as a member of said Tribe.

George M. Bond.

Subscribed and sworn to before me this 31st day of July 1897

Wm Costigan

Notary Public.

(SEAL)

In re- The application of Lula Bond and her minor child Ethel
Huester Bond for citizenship in Choctaw Tribe of Indians,

Daniel H. Bell of lawful age, on his oath says that he is
acquainted with Lula Bond and that she is the lawful wife of
G. M. Bond and that the said G. M. Bond ~~and one the said~~
~~Bond~~ is duly enrolled and recognized as a member of the Choctaw
Tribe of Indians by intermarriage with one Narcissa McClure a
member of the Choctaw Tribe of Indians by blood, now deceased.
That after the death of Narcissa aforesaid the said G. M. Bond
was lawfully married to his now living wife Lula Bond- That
the said Lula Bond has one living child as issue of said marriage
to wit- Ethel Huester Bond a girl aged two years-
Affiant further says that the said G. M. Bond and his wife Lula
Bond reside in South McAlester Choctaw Nation. The affiant
further states the he is a Choctaw Citizen by blood.

Daniel H. Bell

Subscribed and sworn to before me this 28th day of July 1897.

Royal H. Dorsey.

Notary Public.

(SEAL) My Commission Expires May 23rd, 1901.

In re- The application of Lula Bond and her minor child Ethel Huester Bond for enrollment as members of the Choctaw Tribe of Indians.

Josiah Gardner of lawful age, on his oath says that he is personally well acquainted with the applicant Lula Bond and that she is the lawful wife of G. M. Bond and that the said G. M. Bond is duly enrolled and recognized as a member of the Choctaw Tribe of Indians by virtue of his marriage with one Narcissa McClure a member of the Choctaw Tribe of Indians, by blood, and now deceased- That after the death of his said wife Narcissa aforesaid the said G. M. Bond living wife Lula Bond a white woman that the said Lula Bond has one living child as issue of said marriage to wit; Ethel Huester Bond a girl aged two years.

Affiant further says that the said applicant and her husband G. M. Bond reside in South McAlester, Choctaw Nation.

The affiant further states that he is a Choctaw citizen by blood.

Josiah Gardner.

Subscribed and sworn to before me this 26th day of July 1897.

Royal H. Dorsey.

Notary Public

(SEAL)

My Commission Expires May 23rd 1901.

Indian Territory.

Central District.

W. B. Rutherford of lawful age, on his oath says that he was present and saw a true copy of the application of Lula Bond and her minor child Ethel Huester Bond, a true copy of the application of Ethel Huester Bond by her natural guardian G. M. Bond, for enrollment in Choctaw Tribe of Indians, a true copy of the affidavit of Lula Bond, a true copy of the affidavit of G. M. Bond, a true copy of the affidavit of Daniel H. Bell, a true copy of the affidavit of Josiah Gardner, enclosed and properly addressed and registered to Governor Green McCurtain, San Bois, Choctaw Nation, Indian Territory, deposited in the Post Office at South McAlester Ind. Ter. on the 9th day of August 1897.

W. B. Rutherford

Subscribed and sworn to before me this 9th day of August 1897.

S. Guerrier,

Notary Public, Central District.

(SEAL)

Indian Territory.

(Endorsed on back).

Application of Lula Bond and her minor child for enrollment in Choctaw Tribe of Indians.

Filed Aug 11, 1897.

W. M. Jaceway.

Secy.

P. O. South McAlester, I. T.

Mr. Costigan, Atty.

W-92.
23-1108.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the petition for the enrollment of Lula Reuten Bond, et al., as citizens of the Choctaw Nation.

D E C I S I O N.

Under the regulations adopted by the Commissioner to the Five Civilized Tribes January 2, 1906, there was filed on February 7, 1906, by Chillion Riley, attorney at law, Ardmore, Indian Territory, a petition praying for the enrollment of Lula Reuten Bond as a citizen by intermarriage of the Choctaw Nation, and for the enrollment of her minor children, Ethel Huester Bond and George Mifflin Bond, as citizens of said nation.

May 21, 1906, written application was made to the Commissioner to the Five Civilized Tribes for the enrollment of the petitioners, Ethel Huester Bond (as Ethel H. Bond) and George Mifflin Bond (as George M. Bond), as citizens of the Choctaw Nation, under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein that on August 11, 1897, the applicant, Lula Reuten Bond (as Lula Bond), filed a petition with the Commission to the Five Civilized Tribes, praying for the enrollment of herself and her minor child, Ethel Huester Bond, as citizens of the Choctaw Nation.

The petitioner, Lula Reuten Bond, who is a white woman, claims her right to enrollment as a citizen by intermarriage of the Choctaw Nation by virtue of her marriage to George M. Bond, a recognized and enrolled citizen by intermarriage of the Choctaw Nation, whose name appears as No. 1037 upon the final roll of citizens by intermarriage of the Choctaw Nation approved by the Secretary of the Interior October 21, 1904, and the minor applicants claim their right to enrollment as citizens of said nation by reason of being the children of said Lula Reuten Bond and George M. Bond, above mentioned.

I am of the opinion that following the ruling of the Department in the case of Emma McMenamin (I.T.D. 11682-1904), that no person is entitled to enrollment as a citizen by intermarriage by virtue of having married an intermarried citizen, Lula Reuten Bond is not entitled to enrollment as a citizen by intermarriage of the Choctaw Nation, and that the petition for her enrollment as such should be denied, under the provisions of the Act of Congress approved June 26, 1896 (30 Stats., 495), and it is so ordered.

I am further of the opinion that the application and petition for the enrollment of Ethel Huester Bond and George Mifflin

Send no citizens of the Choctaw Nation should be denied, under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), as amended by the Act of Congress approved June 21, 1906 (Public No. 255), and it is so ordered.



Commissioner.

Waskagee, Indian Territory.

DEC 22 1906

W-92
23-1102

COPY

Muskogee, Indian Territory, December 22, 1906.

George M. Bond,
Terral, Indian Territory.

Dear Sir :--

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 22, 1906, denying the petition for the enrollment of Lula Reuten Bond as a citizen by intermarriage of the Choctaw Nation, and the application and petition for the enrollment of Ethel Ruoster Bond and George Mifflin Bond as citizens of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Wm. D. Beall*
Acting Commissioner.

Registered.

Incl. W-92
23-1102

V-92
23-1108

COPY

Muskogee, Indian Territory, December 22, 1906.

Mansfield, McMurray & Cernish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:—

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 22, 1906, denying the petition for the enrollment of Lula Reuten Bend as a citizen by intermarriage of the Choctaw Nation, and the application and petition for the enrollment of Ethel Huester Bend and George Riffkin Bend as citizens of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *W. B. Ball*
Acting Commissioner.

Incl. V-92
23-1108

Copy

Muskogee, Indian Territory, December 22, 1906.

The Honorable,

The Secretary of the Interior.

Sir :--

There is transmitted herewith record of proceedings in the matter of the petition for the enrollment of Lula Routen Bond as a citizen by intermarriage of the Choctaw Nation, and the application and petition for the enrollment of Ethel Ruoster Bond and George Mifflin Bond as Citizens of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated December 22, 1906, denying said applications and petitions.

Respectfully,

SIGNED *Wm. T. Beall*
Acting Commissioner.

2 Incl. W-92
23-1102

Through the
Commissioner of Indian Affairs.

L. P.

IRS.

DEPARTMENT OF THE INTERIOR,

D.O. 12303-1907.

WASHINGTON.

S.P.

I.T.D.

8004, 8128, 8130, 8144, 8292-1907.
8296, 8310, 8324, 8330, 8360- "
8392, 8412, 8446, 8474, 8494- "
8500, 8504, 8506, 8512, 8514- "
8560, 8574, 8590, 8584, 8586- "
8588, 8592, 8596, 8604, 8614- "
8610, 8640, 8616, 8628, 8632- "
8362-1907, 81246-1906.

March 1, 1907.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases
advances to the applicants are hereby affirmed. Copies of Indian
Office letters submitting your reports and recommending that the
decisions be affirmed are inclosed:

Title of Case.

Date of your
letter of transmittal.

Donnie Bannison
Josephine Lohm, et al.
Aara Allen Harvey, et al. (freedmen)
Jodie Lee Hancock,
James Louis Rogers, et al.,
Porter Bushner (freedman)
Mother James (freedman)
Kelmie Butler, et al.
Verna Bulley, et al.
Betsy Prince, et al.
Dave Hovly, et al.
John Henry Sanders, et al. (freedmen)
Lois Lucile Ray
Martha Parks, et al.
David B. Tidwell, et al.
A. J. Groucen, et al.
Aar Williams, et al. (freedmen)

January 16, 1907.
February 9, 1907.
February 9, 1907.
February 8, 1907.
January 28, 1907.
February 8, 1907.
February 8, 1907.
February 7, 1907.
January 28, 1907.
June 24, 1906.
January 29, 1907.
January 26, 1907.
January 9, 1907.
January 21, 1907.
January 9, 1907.
January 25, 1907.
February 4, 1907.

Titles of cases

**Date of your
letter of transmittal**

Mary Henry	January 31, 1907.
Keith Paul, et al.	January 26, 1907.
Willie J. Walker, et al.	January 4, 1907.
Martha McCoy (freedman)	January 31, 1907.
Thomas Virgil Bottoms, et al.	January 9, 1907.
Augustus Davis (freedman)	February 4, 1907.
James Wilson Walsh	January 28, 1907.
Vera L. Millard	January 28, 1907.
Samuel Morris (freedman)	February 8, 1907.
Chenesteele Pearce	December 24, 1906.
Alice A. Brown, et al.	January 28, 1907.
William Henry Middle	January 26, 1907.
Lula Newton Bond, et al.	December 21, 1906.
Samuel Ward Garrel	January 28, 1907.
Arthur Ervin, et al.	November 18, 1906.
Harrison Robison	December 24, 1906.
George Robinson, et al.	December 24, 1906.
Sarvenia Clark	November 10, 1906.
James King	January 28, 1907.
Mattie Brown, et al.	June 24, 1906.

A copy herewith and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

James A. Wilson,

Assistant Secretary.

37 inclosures, and
74 to Ind. Of.

Refer in reply to the following.

DEPARTMENT OF THE INTERIOR,

D.C. 12308-1907. OFFICE OF INDIAN AFFAIRS,
Land.
112836-1906. WASHINGTON.

February 23, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the petition for the enrollment of Lula Routon Bond as a citizen by intermarriage of the Choctaw Nation, and the application and petition for the enrollment of Ethel Huester Bond and George Mifflin Bond as citizens of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated December 22, 1906, adverse to the applicants.

The record shows that on February 7, 1906, there was filed with the Commissioner to the Five Civilized Tribes a petition praying for the enrollment of Lula Routon Bond as a citizen by intermarriage of the Choctaw Nation, and for the enrollment of her minor children herein named as citizens of the Choctaw Nation.

The petitioner, Lula Routon Bond, who is a white woman claims her right to enrollment as a citizen by intermarriage of the Choctaw Nation by virtue of her marriage to George M. Bond, a recognized and enrolled citizen by intermarriage of the Choctaw Nation, and the minor applicants herein claim their right to enrollment as citizens of the Choctaw Nation by reason of being the children of Lula Routon Bond and George M. Bond. Following

the ruling of the Department of January 18, 1905 (I.T.D. 11582-1904), in the Emma McMenamin case, and under the provisions of the Act of Congress approved June 28, 1898 (30 Stat. L., 495), the Office concurs in the decision of Commissioner Bixby denying the enrollment of Lula Routon Bond as a citizen by intermarriage of the Choctaw Nation.

Under the provisions of the Act of Congress approved April 26, 1906 (34 Stat. L., 137), as amended by the Act of June 21, 1906 (34 Stat. L., 325), the Office concurs in the decision of Commissioner Bixby denying the enrollment of Ethel Huester and George M. Bond as citizens of the Choctaw Nation.

Very respectfully,

C. F. Barrabee,

Acting Commissioner.

EBM-D

V-92
23-1102

Muskogee, Indian Territory, April 12, 1907.

George M. Bond,

Terral, Indian Territory.

Dear Sir:

You are hereby advised that on March 1, 1907, the Secretary of the Interior affirmed the decision of this office of December 22, 1906, denying the petition for the enrollment of Lula Routen Bond as a citizen by intermarriage of the Choctaw Nation, and the application and petition for the enrollment of Ethel Huester Bond and George Hiffkin Bond as citizens of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

ACTING Commissioner.

V-92
23-1102

Muskogee, Indian Territory, April 12, 1907.

Hansfield, McMurray & Vernish,
Attorneys for the Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 1, 1907, the Secretary of the Interior affirmed the decision of this office of December 22, 1906, denying the petition for the enrollment of Lula Houston Bond as a citizen by intermarriage of the Choctaw Nation, and the application and petition for the enrollment of Ethel Huester Bond and George Wifflin Bond as citizens of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers,

ACTING Commissioner.

5352

~~1112~~

Muskogee, Indian Territory, May 26, 1906.

George M. Bond,

Terral, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of May 17, 1906, transmitting the affidavits of Lulu R. Bond and Mrs. A. Bouton to the birth of Ethel H. Bond and George M. Bond Jr., children of George M. and Lulu R. Bond, October 28, 1895, and July 4, 1899, respectively.

Replying to that portion of your letter in which you state that you are a duly enrolled intermarried citizen of the Choctaw Nation and ask if these children by your white wife can be enrolled, you are advised that under a recent opinion of the Attorney General, white children of intermarried citizens of the Choctaw and Chickasaw Nations are not entitled to enrollment and allotment.

Respectfully,

Acting Commissioner.

Choctaw Minor 1103

Lillie May Pate

Sarilda Pate

Joseph W. Pate

Martha M. Griffith

Lou Rosey Griffith

Stella A. Griffith

M 1103

MINOR
CHOCTAW
ENROLLMENT

LILLIE MAY PATE
SARILDA "
JOSEPH W. "
MARTHA M. GRIFFITH
LOU ROSEY "
STELLA A. "

As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26. 1906

Decision Rendered DEC 20 1906

REFUSED DEC 20 1906

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations. DEC 20 1906

COPY OF DECISION FORWARDED
APPLICANT DEC 20 1906

RECORD FORWARDED DEPARTMENT
DEC 20 1906

ACTION APPROVED BY
SECRETARY OF INTERIOR FEB 26 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations. APR 5 1907

Notice of Departmental
Action Mailed Department APR 5 1907

NEW BORN #1103
199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Lillie May Pate
.....

as a citizen of

Choctaw Nation.
.....

Approved..... 190...

.....
Commissioner.
.....

7-5814

Born Oct 29 1889

Act of Congress approved

April 26, 1906.

DEPARTMENT OF THE INTERIOR

COMMISSIONER TO THE FIVE

CIVILIZED TRIBES.

F I L E D JUN 25 1906

✓ Tams Bixby Commissioner

Choctaw Received Jun 21 1906
N. B. 1103

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the... Choctaw... Nation,
of ... Lillie May Pate ... born on the 29th day of ... Oct ... 1889.
[Here insert name of child]
Name of Father: Joseph J. Pate (now deceased) ... a ~~citizen of the~~ Non Citizen ... Nation.
Name of Mother: Sarah C. Griffith ... a citizen of the ... Choctaw ... Nation.
Tribal enrollment of father ... Tribal enrollment of mother ...
Postoffice ... Gilmore, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
... Central ... District. }

I, ... Sarah C. Griffith ... on oath state that I am ... 46 ...
years of age and a citizen by intermarriage of the ... Choctaw ... Nation;
was
that I am the lawful wife of ... Joseph J. Pate, now deceased, ... who is a citizen by
... Non Citizen, of the ... Nation; that a female child was
born to me on 29th day of October ... 1889; that said child has been named
Lillie May Pate ... and was living March 4, 1906.

(Signed) Sarah C. Griffith

WITNESSES TO MARK:

[Must be Two] }
Witnesses }
(SEAL) }

Subscribed and sworn to before me this ... 21st ... day of ... June ... 1906.

(Signed) W. H. Martin

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
... Central ... District. }

I, ... Walter N. Durant ... on oath state that I am
a son of ... the
attended on ... Sarah C. Griffith formerly wife of ... Joseph J. Pate, and I know
that ...
on the 29th day of October ... 1889; that there was born to her ... a female
child; that said child was living March 4, 1906, and is said to have been named ... Lillie May Pate ...
and that my age is 23 years.

(Signed) Walter N. Durant

WITNESSES TO MARK:

[Must be Two] }
Witnesses }
(SEAL) }

Subscribed and sworn to before me this ... 21st ... day of ... June ... 1906.

(Signed) W. H. Martin

Notary Public.

NEW BORN #1103

129

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

.....Sarilda Pate.....

as a citizen of

Choctaw Nation.

Approved..... 190...

.....
Commissioner.

7-5814

Born Aug, 19, 1891

Act of Congress approved

April 26, 1906.

Department of the Interior

Commissioner to the Five

Civilized Tribes.

Filed Jun 26, 1906.

Tams Bixby Commissioner.

CHOCTAW RECEIVED JUN 21 1906.

N. B. 1103

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the... Choctaw... Nation,
 of ... Sarilda Pate ..., born on the 19th day of ... August ... 1891.
 (Here insert name of child)
 Name of Father: Joseph J. Pate, Now deceased ... a citizen of the ... Non Citizen ...
 Name of Mother: Sarah C. Griffith ... a citizen of the ... Choctaw ... Nation.
 Tribal enrollment of father ... Tribal enrollment of mother ...
 Postoffice ... Gilmore, I. T. ...

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
 ... Central ... District. }

I, ... Sarah C. Griffith ... on oath state that I am ... 45 ...
 years of age and a citizen by intermarriage of the ... Choctaw ... Nation;
 WAS
 that I am the lawful wife of Joseph J. Pate, now deceased ..., who is a citizen by
 ... Non Citizen, of the ...; that a female child was
 (Male or Female)
 born to me on 19th day of August ... 1891; that said child has been named
 ... Sarilda Pate ... and was living March 4, 1906.

(Signed) ... (Sarah C. Griffith) ...

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this ... 21st ... day of ... June ... 1906.

(SEAL)

(Signed) W. H. Martin

Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
 ... Central ... District. }

I, ... Walter N. Durant ... on oath state that I am
 a son of ... the
 attended on Sarah C. Griffith formerly, wife of Joseph J. Pate, and I know
 that
 on the 19th day of August ... 1891 that there was born to her one child, female
 (Male or Female)
 child; that said child was living March 4, 1906, and is said to have been named Sarilda Pate, and
 that I am now 23 years of age.

(Signed) Walter N. Durant

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this ... 21st ... day of ... June ... 1906.

(Signed) W. H. Martin

Notary Public

NEW BORN # 1103

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

..... Joseph W. Pate

as a citizen of

..... Choctaw Nation.

Approved..... 190...

.....
Commissioner.

7-5814

Born Dec. 14, 1893
Act of Congress approved
April 26, 1906

Department of the Interior
Commissioner to the Five
Civilized Tribes.

F I L E D JUN 25 1906

Tams Bixby Commissioner.

CHOCTAW RECEIVED JUN 21 1906.
N. B. 1103

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the..... Choctaw..... Nation,
of Joseph W. Pate born on the 14th day of Dec. 1893.
[Here insert name of child]
Name of Father:..... Joseph J. Pate, now deceased a ~~citizen of the~~ Non-Citizen Nation
Name of Mother:..... Sarah C. Griffith a citizen of the..... Choctaw..... Nation.
Tribal enrollment of father:..... Tribal enrollment of mother:.....
Postoffice..... Gilmore I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
..... Central District. }

I, Sarah E. Griffith on oath state that I am 45
years of age and a citizen by intermarriage of the..... Choctaw Nation;
that I ^{was} ~~am~~ the lawful wife of Joseph J. Pate, now deceased who is a ~~citizen~~ ^{was} by
..... Non-Citizen of the..... Nation; that a ~~female~~ ^{male} child was
born to me on 14th day of December 1893; that said child has been named
..... Joseph W. Pate and was living March 4, 1906.

(Signed) Sarah C. Griffith

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 21st day of June 1906.

(SEAL)

(Signed) W. H. Martin

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
..... Central District. }

I, Walter N. Durant on oath state that I am
a son of the
attended on Sarah C. Griffith formerly wife of Joseph J. Pate, and I know
that
on the 14th day of December 1893; that there was born to her ~~an~~ ^{was} ~~male~~ ^{female} child;
child; that said child was living March 4, 1906, and is said to have been named Joseph W. Pate; that
I am 23 years of age

(Signed) Walter N. Durant

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 21st day of June 1906.

(SEAL)

(Signed) W. H. Martin

Notary Public.

NEW BORN

190

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

..... Martha M. Griffith

as a citizen of

..... Choctaw Nation.

Approved..... 190...

.....
Commissioner.

7- 5814

Born Aug 9, 1896.

Act of Congress approved April 26, 1906.

DEPARTMENT OF THE INTERIOR

COMMISSIONER TO THE FIVE CIVILIZED TRIBES/

F I L E D June 25 1906.

Tam Bixby commissioner

Choctaw 5814

Received June 21 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1902.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Martha M. Griffith, born on the 9th day of August 1896
(Here insert name of child)
Name of Father Noah Griffith a ~~citizen of the~~ non citizen
Name Sarah C. Griffith a citizen of the Choctaw Nation.
Tribal enrollment of father..... Tribal enrollment of mother.....
Postoffice Gilmore, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
..... Central District. }

I, Sarah C. Griffith on oath state that I am 45
years of age and a citizen by intermarriage the Choctaw Nation;
that I am the lawful wife of Noah Griffith, who is a non
citizen of the Nation; that a female child was
(Male or Female)
born to me on 9th day of August 1896; that said child has been named
Martha M. Griffith and was living March 4, 1902.

(SEAL)

Sarah C. Griffith

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 21 at day of June 1902.

W. H. Martin
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
..... Central District. }

I, Noah Griffith, on oath state that I
attended Sarah C. Griffith, wife of myself
on the 9th day of Aug 1896; that there was born to her on said date a female
(Male or Female)
child; that said child was living March 4, 1902, and is said to have been named.....
Martha M. Griffith

WITNESSES TO MARK:

(SEAL)

[Must be Two
Witnesses]

Subscribed and sworn to before me this 21st day of June 1902.

W. H. Martin
Notary Public.

NEW BORN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

..... Lou Rosy Griffith

as a citizen of

..... Choctaw Nation.

Approved..... 190...

.....
Commissioner.

7-5814

Born Feb. 15, 1899

Act of Congress approved April 26, 1906.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

F I L E D June 25, 1906.

Tams B ixby Commissioner

Choctaw 5814

Received Jun 21 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1900.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Lou Rosy Griffith, born on the 15th day of Feby, 1899.
[Here insert name of child]
Name of Father: Noah Griffith a citizen of ~~the~~ Choctaw Nation.
Name of Mother: Sarah C. Griffith a citizen of the Choctaw Nation.
Tribal enrollment of father: Tribal enrollment of mother:
Postoffice: Gilmore, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
..... Central District. }

I, Sarah C. Griffith on oath state that I am 45
years of age and a citizen by intermarriage the Choctaw Nation;
that I am the lawful wife of Noah Griffith, who is a ~~citizen~~
non citizen of the Nation; that ~~female~~ child was
[Male or Female]
born to me on 15th day of February, 1899; that said child has been named
Lou Rosy Griffith and was living March 4, 1900.

..... Sarah C. Griffith

WITNESSES TO MARK:

(SEAL)

[Must be Two
Witnesses]

Subscribed and sworn to before me this 21st day of June, 1900.

..... W. H. Martin
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
..... Central District. }

I, Noah Griffith, on oath state that I
attended Sarah C. Griffith, wife of myself,
on the 15th day of Feby, 1899; that there was born to her on said date female
[Male or Female]
child; that said child was living March 4, 1900, and is said to have been named
Lou Rosy Griffith.

..... Noah Griffith

(WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 21st day of June, 1900.

..... W. H. Martin
Notary Public.

NEW BORN.

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

..... Stella A. Griffith

as a citizen of

..... Choctaw Nation.

Approved..... 190...

.....
Commissioner.

7- 5814

Born April 22, 1902

Act of Congress approved April 26, 1906.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

F I L E D Jun 25, 1906.

Tams Bixby Commissioner.

Choctaw 5814

Received Jun 21 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1902.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Chocataw Nation,
of Stella A. Griffith, born on the 22nd day of April, 1902.
[Here insert name of child]
Name of Father: Noah Griffith a non-citizen
Name of Mother: Sarah C. Griffith a citizen of the Chocataw Nation.
Tribal enrollment of father: Tribal enrollment of mother:
Postoffice: Gilmore, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

Sarah C. Griffith on oath state that I am 45
years of age and a citizen by Intermarriage Chocataw Nation;
that I am the lawful wife of Noah Griffith, who is a citizen
non-citizen of the Chocataw Nation; that female child was
[Male or Female]
born to me on 22nd day of April, 1902.; that said child has been named
Stella A. Griffith and was living March 4, 1906.

Sarah C. Griffith

(SEAL) WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 21st day of June, 1906.

W. H. Martin
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

G. E. Riggan physician, on oath state that I
attended on Sarah C. Griffith, wife of Noah Griffith
on the 22nd day of April, 1902.; that there was born to her on said date a female
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named
Stella A. Griffith
C. E. Riggan M. D.

WITNESSES TO MARK:

Will Ratkum
[Must be Two] { Thos C Bowles
(SEAL)

Subscribed and sworn to before me this 20 day of June, 1906.

Columbus L. Wood
Notary Public.

My Commission Expires Feb. 2, 1908.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Poteau, Ind. Ter., June 21, 1906.

In the matter of the application for enrollment as citizens of the Choctaw Nation of Lillie May Pate, Sarilda Pate, and Joseph W. Pate, minor children of Joseph J. Pate (now deceased), a non-citizen, and Sarah C. Griffith, Choctaw by intermarriage roll number 1168, field card No. 5814; and Martha M. Griffith, Lou Rosy Griffith and Stella A. Griffith, minor children of Noah Griffith, a non-citizen, and said Sarah C. Griffith, Choctaw by intermarriage roll No. 1168, field card No. 5814.

Sarah C. Griffith being duly sworn testifies as follows:

EXAMINATION FOR THE COMMISSIONER:

- Q What is your name? A Sarah C. Griffith.
Q How old are you? A Forty-five.
Q What is your post office address? A Gilmore, Indian Territory.
Q Are you a duly recognized and enrolled citizen by intermarriage of the Choctaw Nation? A Yes sir.
Q What is the name of your father? A Robert Mitchell.
Q What is the name of your mother? A Martha Mitchell.

The name of Sarah C. Griffith appears as number 1168 upon the approved Choctaw roll by intermarriage, field card number 5814.

- Q You have just made application for the enrollment of Lillie May, Sarilda and Joseph W. Pate: Are you the mother of these children? A Yes sir.
Q Are all three of these children now living? A Yes sir.
Q Is Joseph W. a boy or girl? A Girl.
Q What is the name of the father of these three children? A Joseph J. Pate.
Q Is he living or dead? A He is dead.
Q Was he a citizen of either the Choctaw or Chickasaw Nation? A No sir.
Q He was a non-citizen white man, was he? A Yes sir.
Q Was he at one time your husband? A Yes sir.
Q Were you married before you married Joseph J. Pate? A Yes sir.
Q What was your former husband's name? A John H. Durant.
Q Was John H. Durant a citizen by blood of the Choctaw Nation? A Yes sir.
Q Was it through your marriage to John H. Durant that you derive your rights as a citizen by intermarriage of the Choctaw Nation? A Yes sir.
Q And he was your first husband? A Yes sir.
Q After his death you married Joseph J. Pate? A Yes sir.
Q And Joseph J. Pate is the father of these three children, Lillie May, Sarilda and Joseph W. Pate? A Yes sir.
Q You have also made application for the enrollment as citizens of the Choctaw Nation of Martha M., Lou Rosy and Stella A. Griffith: are you the mother of these last three children? A Yes sir.
Q Are they all living? A Yes sir.
Q Who is their father? A Noah Griffith.
Q Is Noah Griffith your present husband? A Yes sir.

- Q Is Noah Griffith a citizen of either the Choctaw or Chickasaw Nation? A No sir.
- Q He is a non-citizen white man, is he? A Yes sir.
- Q Noah Griffith is your third husband, is he? A Yes sir.
- Q He is now living? A Yes sir.
- Q Is this the first application of any kind that you have made for the enrollment of any of these six children? A Yes sir, this is the first.
- Q You have never before this time attempted to have any of them enrolled? A No sir, this is the first time I have tried.

Walter M. Durant being duly sworn testified as follows:

EXAMINATION FOR THE COMMISSIONERS:

- Q What is your name? A Walter M. Durant.
- Q How old are you? A Twenty-three.
- Q What is your post office address? A Poteau, Indian Territory.
- Q Are you a son of Sarah C. Griffith? A Yes sir.
- Q What is your father's name? A John H. Durant.
- Q Are you a duly enrolled citizen by blood of the Choctaw Nation? A Yes sir.
- Q Application has been made by your mother for the enrollment of her six children, Lillie May Pate, Sarilda Pate and Joseph W. Pate, and Martha M. Griffith, Lou Rosy Griffith and Stella A. Griffith; you have heard all the affidavits she has made read- do you know of your own personal knowledge that the facts set forth in these affidavits are correct and true? A Yes sir, I do.
- Q You know that these children are the children of your mother, Sarah C. Griffith, and that the dates of their births and the other statements made in each of the affidavits are true? A Yes sir.
- Q Was your father, John H. Durant, your mother's first husband? A Yes sir.
- Q Is your father the man through whom your mother derives her right as a citizen by intermarriage of the Choctaw Nation? A Yes sir.
- Q Your father is now dead? A Yes sir.
- Q After his death did your mother marry Joseph J. Pate? A Yes sir.
- Q Is Joseph J. Pate the father of these three oldest children, Lillie May, Sarilda and Joseph W. Pate? A Yes sir.
- Q Is he dead? A Yes sir.
- Q After his death did your mother marry Noah Griffith? A Yes sir.
- Q Is he your mother's present husband? A Yes sir.
- Q Is Noah Griffith the father of these three youngest children, Martha M., Lou Rosy and Stella A. Griffith? A Yes sir.
- Q Are all six of these children living now? A Yes sir.
- Q The fathers of these children, Joseph J. Pate and Noah Griffith, are both non-citizen white men, are they? A Yes sir.

W. H. Martin being duly sworn states that the above and foregoing is a full true and correct transcript of stenographic notes taken by him at Poteau, I. T. June 21, 1906, in the matter mentioned in the caption.

Subscribed and sworn to before me this July 2nd, 1906.

W. H. Angel
Notary Public.

23-1103.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

-101-

In the matter of the application for the enrollment of Lillie May Pate, Sarilda Pate, Joseph W. Pate, Martha M. Griffith, Lou Rosey Griffith and Stella A. Griffith as citizens of the Choctaw Nation.

-: D E C I S I O N :-

It appears from the record herein that on June 21, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Lillie May Pate, Sarilda Pate, Joseph W. Pate, Martha M. Griffith, Lou Rosey Griffith and Stella A. Griffith as citizens of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records of this office that the applicants, Lillie May Pate, Sarilda Pate, Joseph W. Pate, Martha M. Griffith, Lou Rosey Griffith and Stella A. Griffith, were born October 29, 1882, August 19, 1891, December 14, 1893, August 9, 1896, February 18, 1899 and April 22, 1902, respectively and are the children of Sarah C. Griffith, whose name appears opposite No. 1168 on the final roll of citizens by intermarriage of the Choctaw Nation approved by the Secretary of the Interior November 16, 1904; that the father of Lillie May Pate, Sarilda Pate and Joseph W. Pate was a non-citizen and non-applicant either for enrollment as a citizen of the Choctaw Nation or for identification as a Mississippi Choctaw and that the father of Martha M. Griffith, Lou Rosey Griffith and Stella A. Griffith is Noah Griffith a non-citizen and non-applicant either for enrollment as a citizen of the Choctaw Nation or for identification as a Mississippi Choctaw.

I am of the opinion that the applicants, Lillie May Pate, Sarilda Pate, Joseph W. Pate, Martha M. Griffith, Lou Rosey Griffith and Stella A. Griffith, are not entitled to enrollment as citizens of the Choctaw Nation and that the application for their enrollment as such should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137) as amended by the Act of Congress approved June 21, 1906 (Public No. 288) and it is so ordered.

Commissioner.

Muskogee, Indian Territory,

DEC 20 1906

23-1103.

COPY!

Muskogee, Indian Territory, December 20, 1906.

Joseph J. Pate,

Gilmers, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 20, 1906, denying the application for the enrollment of Lillie May Pate, Sarilda Pate, Joseph W. Pate, Martha M. Griffith, Lou Henny Griffith and Stella A. Griffith as citizens of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Registered.

Incl. 23-1103.

SIGNED

Wm. O. Beall
ACTING Commissioner.

23-1103.

COPY.

Muskogee, Indian Territory, December 20, 1906.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 20, 1906, denying the application for the enrollment of Lillie May Pate, Marilda Pate, Joseph W. Pate, Martha M. Griffith, Lou Nancy Griffith and Stella A. Griffith as citizens of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Wm. C. Beall*
ACTING Commissioner.

Registered,

Inc. 23-1103.

COPY.

Muskogee, Indian Territory, December 20, 1906.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Lillie May Pate, Sarilda Pate, Joseph W. Pate, Martha M. Griffith, Lou Rossey Griffith and Stella A. Griffith as citizens of the Cheateau Nation, enclosing the decision of the Commissioner to the Five Civilized Tribes, dated December 12, 1906, denying said Application.

Respectfully,

Wm. D. Beall
ACTING Commissioner.

2 Incl. 23-1103

Through the

Commissioner of Indian Affairs.

D. C. 11700-1907.

JP

DEPARTMENT OF THE INTERIOR,

FILE.

WASHINGTON.

I.T.D. 2632, 2672, 2740, 2900, 3264-1907.

3294, 3304, 3326, 3374, 3384, *

3394, 3418, 3446, 3482, 3490, *

3482, 3530, 3546, 3554, 3580, *

3568, 3570, 3572, 3602, 3652, *

IRE. 3680, 3694, 3912, 3982, 4042, *

4054, 4112, 4116, 4148, 4194- *

4200, 4230, 4238, 4240, 4242, *

4256, 4294, 4310, 4312, *

February 26, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,

Langrege, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.

Date of your
letter of transmittal.

Joseph H. Collins,
James B. Burnes, et al.,
Fannie M. Falconer, et al.,
Jessie Joe Turner
Thomas Woods
Liota Benson
Amy M. Hancock, et al.,
Daisy Greckett Coleman, et al.,
Harry Guieu
Lucinda M. Monks, et al.,
Agnes Irene Coleman, et al.,
Lillie May Pate, et al.,
Rutha Ann Ferguson,
Devle Adeline Gafarth,
Andrew J. Ollar, et al.,
Nellie C. Blakely, et al.,

June 19, 1906.
June 19, 1906.
June 19, 1906.
June 19, 1906.
December 19, 1906.
November 6, 1906.
November 18, 1906.
September 28, 1906.
October 2, 1906.
November 13, 1906.
December 20, 1906.
December 20, 1906.
December 20, 1906.
December 20, 1906.
November 18, 1906.
November 14, 1906.

Title of Case.

**Date of year
letter of transmittal.**

Overton Martin Bonds, et al.,	January 14, 1907.
John Lee Hunt,	December 20, 1906.
Kathleen Lockett	January 12, 1907.
Thomas Rudolph Hamlin,	December 20, 1906.
Monie Doughton,	January 12, 1907.
William A. Gardner,	December 20, 1906.
Daphia C. Harris, et al.,	December 20, 1906.
Joe A. Monroe Jones,	January 12, 1907.
Bessie Cotton, et al.,	October 4, 1906.
Maggie Irene Staloup,	November 22, 1906.
L. Everett Parke, et al.,	November 22, 1906.
Ella Florence Cochran,	October 2, 1906.
Olee Irene Cummings, et al.,	December 24, 1906.
Vildon J. Smith,	November 21, 1906.
Jewell Herryman,	November 21, 1906.
Jim Castilew, et al.,	December 21, 1906.
Lettie May Nickman, et al.,	December 24, 1906.
Rae Gilbert, et al.,	December 21, 1906.
Matilda Florence	June 20, 1906.
Mary Jane Dulson, et al.,	June 18, 1906.
Lee Keck, et al.,	October 20, 1906.
Magnolia Thompson	November 21, 1906.
John Hardy Sterling, et al.,	November 23, 1906.
James Maherry Morris Jr.,	January 16, 1907.
James C. Shaw,	November 21, 1906.
Sallie Engleman, et al.,	January 14, 1907.
Fannie Pearl Reagles, et al.,	December 21, 1906.
Thomas A. Fitzgerald (Jr.)	December 21, 1906.

A copy hereof and all the papers in the above mentioned

cases have been sent to the Indian Office.

Respectfully,

James H. Wilson,

Assistant Secretary.

44 inc. and
22 for Ind. Of.

A. T. Mc-
Carty.

(COPY)

Land.
111938-1906.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 14, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from the Acting Commissioner to the Five Civilized Tribes, dated December 20, 1906, transmitting the record relative to the application of Lillie May, Sarilda and Joseph W. Pate, Martha M., Lou Rosey and Stella A. Griffith for enrollment as citizens of the Choctaw Nation, together with the Commissioner's decision of December 20 last denying the application.

The record in the case shows that the applicants are the children of Sarah S. Griffith, enrolled at No. 1168 approved roll of citizens by intermarriage of the Choctaw Nation; that the father of Lillie May, Sarilda and Joseph W. Pate was a non-citizen, not an applicant for enrollment as a Choctaw citizen or for identification as a Mississippi Choctaw; and that the father of Martha M., Lou Rosey and Stella A. Griffith is Noah Griffith, a non-citizen.

Under the provisions of the Act of June 21, 1906 (34 Stat. L., 325), and the Department's holding of July 10 last, I.T.D. 2543, in the William Joske Bacon case, the applicants are not entitled to en-

-2-

rollment, and the approval of the Commissioner's decision is recommended.

Very respectfully,

G. P. Larrabee,

Acting Commissioner.

GAU-CH.

23-1123

Muskogee, Indian Territory, April 5, 1907.

Joseph J. Pate,

Gilmore, Indian Territory.

Dear Sir:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of December 20, 1906, denying the application for the enrollment of Lillie May Pate, Sarilda Pate, Joseph W. Pate, Martha M. Griffith, Lou Rosey Griffith and Stella A. Griffith as citizens of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner

23-1103

Muskogee, Indian Territory, April 5, 1907.

Wansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of December 20, 1906, denying the application for the enrollment of Lillie May Pate, Sarilda Pate, Joseph W. Pate, Martha M. Griffith, Low Rosey Griffith and Stella A. Griffith as citizens of the Choctaw Nation.

Respectfully,

Geo. D. Rogers

Acting Commissioner.

Department of the Interior.

Commissioner to the Five Civilized Tribes,

MUSKOGEE, IND. TER.



~~Joseph J. Pate,~~

~~Gilmore, Indian Territory.~~

273

unclaimed
23-1103
Returned to C.M.

Choctaw Minor 1104

Dovie Adline Goforth

M 1104

22-1104.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES,

In the matter of the application for the enrollment of
Dovie Adline Goforth as a citizen of the Choctaw Nation.

D E C I S I O N.

It appears from the record herein that on May 29, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Dovie Adline Goforth as a citizen of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records of this office that the applicant Dovie Adline Goforth was born May 16, 1902, and is the child of Ramona Goforth whose name appears opposite number 1106 upon the final roll of citizens by intermarriage of the Choctaw Nation, approved by the Secretary of the Interior November 18, 1904, and Bud Goforth a non citizen and non applicant either for enrollment as a citizen of the Choctaw Nation or for identification as a Mississippi Choctaw.

I am of the opinion that the applicant Dovie Adline Goforth is not entitled to enrollment as a citizen of the Choctaw Nation and that the application for her enrollment as such should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), as amended by the Act of Congress approved June 21, 1906 (Public No. 256), and it is so ordered.

Commissioner.

Muskogee, Indian Territory.

DEC 20 1906

23-1104

COPY.

Muskogee, Indian Territory, December 20, 1906.

Bud Goforth,

Conser, Indian Territory

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 20, 1906, denying the application for the enrollment of Dovie Adline Goforth as a citizen of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Wm. O. Beall*
acting Commissioner

Incl. 23-1104.

Registered.

23-1104

COPY.

Muskogee, Indian Territory, December 20, 1906.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 20, 1906, denying the application for the enrollment of Dovie Aaline Goforth as a citizen of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Wm. O. Beall*
W. O. Beall Commissioner.

Incl. 23-1104.

COPY!

Muskogee, Indian Territory, December 20, 1906.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Devie Adline Goforth as a citizen of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated December 20, 1906, denying said application.

Respectfully,

SIGNED *Wm. O. Beall*
Acting Commissioner.

3 Incl.

Through the
Commissioner of Indian Affairs.

D.C. 11790-1907

DEPARTMENT OF THE INTERIOR,

WASHINGTON.

FHE.

I.T.D. 2632, 2672, 2740, 2960, 3264-1907.

3296, 3304, 3336, 3374, 3384, "
 3394, 3418, 3446, 3452, 3480, "
 LRS 3482, 3530, 3546, 3554, 3560, "
 3568, 3570, 3572, 3602, 3652, "
 3880, 3894, 3912, 3982, 4042, "
 4054, 4112, 4116, 4148, 4194, "
 4200, 4230, 4238, 4240, 4242, "
 4256, 4294, 4310, 4312, "

February 26, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,
 Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.	Date of Your letter of transmittal.
Joseph E. Collins	June 19, 1906
James B. Burnes, et al.,	June 19, 1906
Fannie M. Falconer, et al.,	June 19, 1906
Jesse Joe Turner	June 19, 1906
Thomas Woods	December 19, 1906
Licta Benson	November 6, 1906
Amy M. Hancock, et al.,	November 15, 1906
Daisy Crockett Coleman, et al.,	September 28, 1906
Harry Guieu	October 2, 1906
Lucinda M. Monks, et al.,	November 13, 1906
Agnes Irene Coleman, et al.,	December 20, 1906
Billie May Pate, et al.,	December 20, 1906
Rutha Ann Ferguson	December 20, 1906
Dovie Adline Goforth	December 20, 1906
Andrew J. Ollar, et al.,	November 15, 1906
Nellie C. Blakely, et al.,	November 14, 1906

Title of Case.	Date of your letter of transmittal,
Overton Martin Bonds, et al.	January 14, 1907
John Lee Hunt	December 20, 1906
Kathleen Lockett	January 12, 1907
Thomas Rudolph Hamlin	December 20, 1906
Mamie Danagan	January 12, 1907
William A. Gardner	December 20, 1906
Sophia C. Harris, et al.,	December 20, 1906
Jesse Monroe Jones	January 12, 1907
Bertie Cotton, et al.,	October 4, 1906
Maggie Irene Stalcup	November 22, 1906
L. Everett Parke, et al.,	November 22, 1906
Ella Florence Cochran	October 2, 1906
Cleo Irene Cummings, et al.,	December 26, 1906
Tilden J. Smith	November 21, 1906
Jewell Merryman	November 21, 1906
Jim Costilow, et al.,	December 21, 1906
Lettie May Hickman, et al.,	December 24, 1906
Rue Colbert, et al.,	December 21, 1906
Matilda Florence	June 30, 1906
Mary Jane Fulson, et al.,	June 18, 1906
Lee Keck, et al.,	October 20, 1906
Magnolia Thompson	November 21, 1906
John Hardy Sterling, et al.,	November 23, 1906
James Maberry Morse Jr.,	January 16, 1907
James G. Shaw	November 21, 1906
Sallie Engleman, et al.,	January 16, 1907
Fannie Pearl Beagles, et al.,	December 21, 1906
Thomas A. Fitzgerald (Jr.)	December 21, 1906

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse B. Wilson,
Assistant Secretary.

44 inc. and
92 for Ind. Of.

A. F. Mo.
2-27-07.

(COPY)

Land,
111936-1906.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 14, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from the Acting Commissioner to the Five Civilized Tribes dated December 20, 1906, transmitting the record relative to the application of Davis Adeline Goforth for enrollment as a citizen of the Choctaw Nation, including the decision of the Commissioner of December 20, 1906, denying the application.

The record shows that the applicant was born on May 14, 1902, that she is the child of Manera Goforth, enrolled at 1106 approved roll of intermarried citizens of the Choctaw Nation, and Bud Goforth, a non-citizen, not an applicant for enrollment as a citizen of the Choctaw Nation or for identification as a Mississippi Choctaw.

Under the Department's holding in the William Jesse Rouse case, July 10, 1906, I.T.A., 2542, and the Act of June 21, 1906, (34 Stat., 125), the applicant is not entitled to enrollment, and the approval of the Commissioner's adverse decision is recommended.

Very respectfully,

L. P. Larrabee,

Acting Commissioner.

625-25

23-1134

Muskogee, Indian Territory, April 5, 1907.

Bud Goforth,

Conser, Indian Territory.

Dear Sir:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of December 20, 1905, denying the application for the enrollment of David Adline Goforth as a citizen of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

23-1104

Muskogee, Indian Territory, April 5, 1907.

Mansfield, McMurray & Garnish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of December 20, 1906, denying the application for the enrollment of Davis Adeline Goforth as a citizen of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

NEW BORN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

.....Dovie Adline Goforth.....

as a citizen of

.....Choctaw..... Nation.

Approved..... 190...

.....
Commissioner.

— Born May 16, 1902

Act of Congress approved April 26, 1906.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

F I L E D Jun-4-1906

Tams Bixby Commissioner

Choctaw 2284

Received May 29 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 28, 1908.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the..... Choctaw..... Nation,
of ..Devie Adline Goforth....., born on the 16th day of May..... 1902
(Here insert name of child)
Name of Father: ..Bud Goforth..... ^{non} citizen of the ..Choctaw..... Nation.
Name of Mother: Hanora Goforth..... a citizen of Choctaw..... Nation.
Tribal enrollment of father..... not enrolled..... Tribal enrollment of mother by intermarriage in
Choctaw Nation Postoffice, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
..... Central Dist. District. }

I, ..Hanora Goforth..... on oath state that I am..... 32.....
years of age and a citizen by ..Inter-marriage..... Choctaw..... Nation;
that I am the lawful wife of..... Bud Goforth....., who is ^{non} citizen, by
..... marriage..... of the..... Choctaw..... Nation; that a ^{Female} child was
(Male or Female)
born to me on ..16th..... day of..... May..... 1902.; that said child has been named
..... Devie Adline Goforth..... and was living March 4, 1908.

..... Hanora Goforth.....

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this..... 25th..... day of..... May..... 1908.
my Com Exp mch 8th -09

..... J. M. Young.....

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MIDWIFE.

UNITED STATES OF AMERICA, Indian Territory, }
..... Central Dist. District. }

I, Mary Sterling....., a Midwife....., on oath state that I
attended on Hanora Goforth....., wife of..... Bud Goforth.....
on the 16th..... day of..... May..... 1902.; that there was born to her on said date a ^{Female} child;
(Male or Female)
that said child was living March 4, 1908, and is said to have been named Devie Adline Goforth..

..... Mary Sterling.....

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this..... 28th..... day of..... May..... 1908.

..... J. M. Young.....

Notary Public.

7-2264

Waukegon, Indian Territory, June 2, 1906.

Bud Goforth,

Conser, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavit of Hanora Goforth and Mary Sterling, to the birth of Hewie Adline Goforth, child of Bud and Hanora Goforth, May 16, 1902; also affidavits of Hanora Goforth and J. G. Goforth to the birth of Elmer Goforth, child of Bud and Hanora Goforth, April 18, 1906.

You are advised that under recent opinion of the Attorney General white children of intermarried citizens are not entitled to enrollment and allotment.

Respectfully,

Commissioner.

Application 1105

for Enrollment of

Rose Claine Goforth

1154

as Citizen of the
CHOCTAW NATION.

Act of Congress Approved April 26, 1906.

ACTION APPROVED BY

SECRETARY OF THE INTERIOR

NOTICE OF FINAL ACTION
FORWARDING PAPERS FOR CHOCTAW
AND CHICKASAW NATIONS.

NOTICE OF FINAL ACTION
APPROVED BY APPLICANT

APR 5 1907

APR 5 1907

Choctaw Minor 1105

Johnny Fotherree

Clarence Fotherree

Irene Fotherree

Dismissed Feb 21, 1907

1105

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment as
citizens by blood of the Choctaw Nation of

Johnny Fatheree, . . . 23-1105
CLARENCE FATHEREE
AND IRENE FATHEREE.

NEW BORN

#1105

IN RE

Application for Enrollment of

INFANT CHILD

Johnny Fathere

as a _____ of

CHOCTAW

Nation.

Approved _____ 190

Commissioner.

Born March 27, 1899

ACT OF CONGRESS APPROVED APRIL 26, 1906.

DEPARTMENT OF THE INTERIOR
COMMISSIONER OF THE BUREAU OF INDIAN AFFAIRS

FILED

JUN 18 1906

[Signature] COMMISSIONER

CHOCTAW

NO. 1105

RECEIVED
MAY 31 1906

DEPARTMENT OF THE INTERIOR

Commissioner to the Five Civilized Tribes

IN RE APPLICATION FOR ALLOTMENT, as a Citizen of the Choctaw Nationof Johnny Fatherson born on the 27th day of March, 1899
(Here insert name of child.)Name of Father: W W Fatherson non citizen Nation.Name of Mother: Ella Fatherson Citizen of the Choctaw Nationa daughter of James Vails who was a citizen by Intermarriage
Postoffice Okfuskee

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY,

Central

DISTRICT.

I, Ella Fatherson, on oath state that I am 25
years of age, and a Citizen by Inter marriage through my father James Vails of the Choctaw Nation:that I am the lawful wife of W W Fatherson, who is a non citizen byof the Choctaw Nation; that a male child was
(Male or female.)born to me on 27th day of March, 1899; that said child has been namedJohnny Fatherson, and was living March 4, 1900.Ella Fatherson

WITNESSES TO MARK:

(Must be Two)
Witnesses.)Victor C. PhillipsSubscribed and sworn to before me this 29th day of May, 1900.Charles C. Phillips

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,

Central

DISTRICT.

I, W O Shannon, Physician, on oath, state that Iattended on Mrs. Ella Fatherson, wife of W W Fathersonon the 27th day of March, 1899; that there was born to her on said date a male child; that said child was living March 4, 1900, and is said to have been named Johnny FathersonW O Shannon M.D.

WITNESSES TO MARK:

(Must be Two)
Witnesses.)

Subscribed and sworn to before me this _____ day of _____, 1900.

Notary Public.

NEW BORN #1105

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

Clarence Fathur

as a citizen of

CHOCTAW

Nation.

Approved..... 190.....

Commissioner.

Born Aug. 26, 1903

ACT OF CONGRESS APPROVED APRIL 26, 1906.

DEPARTMENT OF THE INTERIOR
COMMISSIONER OF THE BUREAU OF INDIAN AFFAIRS

JUN 18 1906

Commissioner.

CHOCTAW

NB 1105

RECEIVED
MAY 31 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Clarence Fashen, born on the 26th day of August, 1903.
[Here insert name of child]
Name of Father: W. W. Fashen a citizen of the non citizen Nation.
Name of Mother: Ellen Fashen a citizen of the Choctaw Nation.
Tribal enrollment of father: non Tribal enrollment of mother: non
Postoffice: Demond, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

Central District. }

I, Ellen Fashen, on oath state that I am 28 years of age and a citizen by intention of the Choctaw Nation; that I am the lawful wife of W. W. Fashen, who is a citizen, by non citizen, of the non Nation; that a male child was born to me on 26th day of August, 1903; that said child has been named Clarence Fashen, and was living March 4, 1906.

Ans. Dr. Davis who attended
me is in Texas and cannot
appear his att. denied

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 29th day of May, 1906.

Charles A. Phillips
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

Central District. }

I, Mary Roberts, a married lady, 55 years of age, on oath state that I was present the day when Dr. Davis attended attended on Clarence Fashen, wife of W. W. Fashen, on the 26th day of August, 1903; that there was born to her on said date a male child; that said child was living March 4, 1906, and is said to have been named Clarence Fashen.

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 29th day of May, 1906.

Charles A. Phillips
Notary Public.

1105
NEW BORN

190

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Irene Fathere

as a citizen of

CHOCTAW

Nation.

Approved..... 190...

Commissioner.

Born Jan. 31, 1905

ACT OF CONGRESS APPROVED APRIL 26, 1906.

DEPARTMENT OF THE INTERIOR
COMMISSIONER OF THE FIVE CIVILIZED TRIBES

FILED

JUN 18 1906

CHOCTAW

N-13. 1105

RECEIVED
MAY 31 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Irene Fathum, born on the 21st day of January, 1905.
(Here insert name of child)
Name of Father: W W Fathum a citizen of the Choctaw Nation.
Name of Mother: Ella Fathum (Furness) a citizen of the Choctaw Nation.
Tribal enrollment of father: None Tribal enrollment of mother: None
Postoffice: Winnemucca D 7

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

Central District. }

I, Ella Fathum, on oath state that I am 25 years of age and a citizen by Intemper, of the Choctaw Nation; that I am the lawful wife of W W Fathum, who is a citizen, by Choctaw, of the Choctaw Nation; that a male child was born to me on 31st day of January, 1905; that said child has been named Irene Fathum, and was living March 4, 1906.
Ella Fathum

WITNESSES TO MARK:

[Must be Two Witnesses] { }

Subscribed and sworn to before me this 29th day of May, 1906.

Charles A Phillips
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

Central District. }

I, J R Austin, on oath state that I am MD a MD wife of W W Fathum on the 31st day of January, 1905; that there was born to her on said date a male child; that said child was living March 4, 1906, and is said to have been named Irene Fathum.
J R Austin M.D.

WITNESSES TO MARK:

[Must be Two Witnesses] { }

Subscribed and sworn to before me this 29th day of May, 1906.

Charles A Phillips
Notary Public.

23-1105
W.C.E.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Johny Fatherree, Clarence Fatherree and Irene Fatherree as citizens by blood of the Choctaw Nation.

D E C I S I O N .

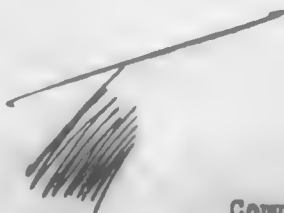
The record herein shows that on May 31, 1906, written applications were filed for the enrollment of Johny Fatherree, Clarence Fatherree and Irene Fatherree as citizens by blood of the Choctaw Nation.

The record herein further shows that the applicants Johny Fatherree, Clarence Fatherree and Irene Fatherree, were born March 27, 1899, August 26, 1903 and January 31, 1905, respectively, and were living on March 4, 1906; that they are the children of W. W. Fatherree a non-citizen, and Ella Fatherree, an alleged citizen of the Choctaw Nation.

The names of W. W. Fatherree and Ella Fatherree, parents of said applicants, cannot be identified upon the approved roll of citizens by blood of the Choctaw Nation, neither does it appear that any application for their enrollment was pending on April 26, 1906.

It does not appear from the records of this office that any application was made for the enrollment of said applicants prior to December 1, 1905.

I am, therefore, of the opinion that under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), I am without authority to receive or consider the applications for the enrollment of Johny Fatherree, Clarence Fatherree and Irene Fatherree as citizens by blood of the Choctaw Nation; that the same should be dismissed, and it is so ordered.



Commissioner.

Muskogee, Indian Territory.

FEB 21 1907

23-1108.

COPY

Washoe, Indian Territory, February 21, 1907.

W. V. Fathoree,

Durant, Indian Territory.

Dear Sir:

Enclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 21, 1907, dismissing the application for the enrollment of Johnny Fathoree, Clarence Fathoree and Irene Fathoree as citizens by blood of the Choctaw Nation.

Respectfully,

SIGNED *James Bixby*

Commissioner.

Registered
Incl. 23-1108.

23-1108.

COPY

Muskogee, Indian Territory, February 21, 1907.

Mansfield, McMurray & Gornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 21, 1907, dismissing the application for the enrollment of Johny Pathersee, Clarence Pathersee and Irene Pathersee as citizens by blood of the Choctaw Nation.

Respectfully,

SIGNED *Jane Birby*

Commissioner.

Incl. 23-1108.

Choctaw Minor 1106

Ruth Ann Ferguson

M 1106

NEW BORN

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

..... **Rutha Ann Ferguson**

as a citizen of

..... **Choctaw** **Nation.**

Approved..... **190...**

.....
Commissioner.

- **Born Sept. 18, 1904.**

Act of Congress approved April 26, 1906.

Department of the Interior

Commissioner to the Five Civilized Tribes.

F I L E D Jun 4-1906.

(Signed) Commissioner

Choctaw 226

Received May 24- 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1904.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Choctaw.....Nation,
of Rutha Ann Ferguson....., born on the 18th.....day of September.....1904
[Here insert name of child]
Name of Father: Moses C. Ferguson.....a citizen of the.....Choctaw.....Nation.
Name of Mother: Stella P. Ferguson.....a citizen of the.....United States.....Nation.
Tribal enrollment of father: Choctaw.....Tribal enrollment of mother: Choctaw.....
Postoffice: Davis, Ind. Ter......

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

.....Southern.....District. }

I, Stella P. Ferguson.....on oath state that I am 30.....
years of age and a citizen by.....of the.....United States.....Nation;
that I am the lawful wife of Moses C. Ferguson....., who is a citizen, by
.....Intermarriage of the.....Choctaw.....Nation; that Female ~~Female~~ child was
[Male or Female]
born to me on 18th.....day of September.....1904.....; that said child has been named
.....Rutha Ann Ferguson....., and was living March 4, 1906.

(SEAL)
WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this.....22nd.....day of.....May,.....1906.

.....Ike Adler.....

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

.....Southern.....District. }

I, A. P. Brown.....a.....Physician....., on oath state that I
attended on Mrs. Stella P. Ferguson....., wife of Moses C. Ferguson.....
on the 18th.....day of September 1904.....; that there was born to her on said date a Female.....
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named Rutha Ann Ferguson.....

WITNESSES TO MARK:

(SEAL)
[Must be Two
Witnesses]

Subscribed and sworn to before me this.....22nd.....day of.....May.....1906.

.....Ike Adler.....

Notary Public.

83-1106.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

-101-

In the matter of the application for the enrollment of
Rutha Ann Ferguson as a citizen of the Choctaw Nation.

-: D E C I S I O N :-

It appears from the record herein that on May 24, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Rutha Ann Ferguson as a citizen of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records of this office that the applicant, Rutha Ann Ferguson, was born September 18, 1904, and is the daughter of H. C. Ferguson whose name appears opposite No. 1073 on the final roll of citizens by intermarriage of the Choctaw Nation approved by the Secretary of the Interior November 18, 1904 and Stella P. Ferguson a non-citizen and non-applicant either for enrollment as a citizen of the Choctaw Nation or for identification as a Mississippi Choctaw.

I am of the opinion that the applicant, Rutha Ann Ferguson, is not entitled to enrollment as a citizen of the Choctaw Nation and that the application for her enrollment as such should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137) as amended by the Act of Congress approved June 21, 1906 (Public No. 288) and it is so ordered.


Commissioner.

Washoe, Indian Territory,

DEC 20 1906

23-1106

COPY.

Muskogee, Indian Territory, December 20, 1906.

M. C. Ferguson,

Davis, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 20, 1906, denying the application for the enrollment of Rutha Ann Ferguson as a citizen of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Wm. O. Beall

ACTING Commissioner.

Incl. 23-1106.

Registered.

23-1106

copy.

Muskogee, Indian Territory, December 20, 1906.

Mansfield, McMurray & Gornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 20, 1906, denying the application for the enrollment of Rutha Ann Ferguson as a citizen of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

Wm. O. Beall

ACTING

Commissioner.

Incl. 23-1106.

COPY,

Muskogee, Indian Territory, December 20, 1906.

The Honorable,

The Secretary of the Interior:

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Rutha Ann Ferguson as a citizen of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated December 20, 1906, denying said application.

Respectfully,

SIGNED *Wm. O. Scott*

ACTING Commissioner.

2 Incl.

Through the
Commissioner of Indian Affairs.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

P. M.

I. T. D. 3432, 3472, 3740, 3960, 3244-1907.

3296, 3304, 3324, 3374, 3384, "

3394, 3412, 3446, 3482, 3480, "

3482, 3530, 3544, 3584, 3620, "

3542, 3570, 3572, 3602, 3652, "

3660, 3694, 3712, 3762, 4042, "

L. R. 4084, 4112, 4116, 4148, 4184, "

4200, 4220, 4222, 4240, 4242, "

4254, 4294, 4310, 4312, "

February 26, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir :

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.	Date of your letter of transmittal.
Joseph E. Collins,	June 19, 1906
James B. Burns, et al.,	June 19, 1906
Fannie H. Falconer, et al.,	June 19, 1906
Jessie Joe Turner,	June 19, 1906
Thomas Woods,	December 19, 1906
Leta Benson,	November 4, 1906
Amy E. Hancock, et al.,	November 15, 1906
Daisy Crockett Coleman, et al.,	September 25, 1906
Harry Guleu,	October 2, 1906
Lucinda H. Marks, et al.,	November 12, 1906
Agnes Irene Coleman, et al.,	December 20, 1906
Lillie May Faye, et al.,	December 20, 1906
Natha Ann Ferguson,	December 20, 1906
Devie Adeline Gelfarth,	December 20, 1906
Andrew J. Gilar, et al.,	November 15, 1906
Hollie G. Hahely, et al.,	November 14, 1906

Title of Case.	Date of your letter of transmittal.
Overtun Martin Bonds, et al.,	January 14, 1907
John Lee Hunt,	December 20, 1906
Kathleen Lockett,	January 12, 1907.
Thomas Rudolph Humlin,	December 20, 1906
Winnie Dunagan,	January 12, 1907
William A. Gardner,	December 20, 1906
Sophia C. Harris, et al.,	December 20, 1906
Jesse Monroe Jones,	January 12, 1907.
Bertie Cotton, et al.,	October 4, 1906
Maggie Irene Staley,	November 22, 1906
E. M. Parker, et al.,	November 22, 1906
Ella Florence Cochran,	October 2, 1906
Glee Irene Cummings, et al.,	December 20, 1906
Tilden J. Smith,	November 21, 1906
Jewell Merryman,	November 21, 1906
Jim Costilov, et al.,	December 21, 1906
Lettie May Hickman, et al.,	December 21, 1906
Eve Colbert, et al.,	December 21, 1906
Matilda Florence,	June 20, 1906
Mary Jane Palsen, et al.,	June 12, 1906
Lee Keck, et al.,	October 20, 1906
Magnolia Thompson,	November 21, 1906
John Hardy Sterling, et al.,	November 23, 1906
James Maberry Morse, Jr.,	January 16, 1907
James C. Shaw,	November 21, 1906
Sallie Hagloun, et al.,	January 16, 1907
Fannie Pearl Beagles, et al.,	December 21, 1906
Thomas A. Fitzgerald, (Jr.)	December 21, 1906

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

(Signed) Jesse B. Wilson,

Assistant Secretary.

44 inc. and
22 for Ind. Of.

47-
2-11-07

(COPY)

Land.
111935-1906.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 14, 1907

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from the Acting Commissioner to the Five Civilized Tribes, dated December 20, 1906, transmitting the record relative to the application of Rutha Ann Ferguson for enrollment as a citizen of the Choctaw Nation, including the Commissioner's decision of December 20, 1906, denying said application.

The record in the case shows that the applicant was born on September 18, 1884; that she is the daughter of W. C. Ferguson, enrolled at No. 1073 approved roll of citizens by intermarriage of the Choctaw Nation, and Stella P. Ferguson, a non-citizen, not an applicant for enrollment or identification as a Mississippi Choctaw.

Under the provisions of the Act of June 21, 1906 (34 Stat. L., 325), and the Department's holding of July 10, 1906, I. T. B. 2548, in the William Jones Bacon case, the applicant is not entitled to enrollment, and the approval of the Commissioner's adverse decision is recommended.

Very respectfully,

C. S. Larrabee,

Acting Commissioner.

CAW-CH.

23-1126

Muskogee, Indian Territory, April 5, 1907.

M. G. Ferguson,

Davis, Indian Territory.

Dear Sir:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of December 20, 1906, denying the application for the enrollment of Rutha Ann Ferguson as a citizen of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

23-1106

Muskogee, Indian Territory, April 5, 1907.

Mansfield, McMurray & Gernish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of December 20, 1906, denying the application for the enrollment of Rutha Ann Ferguson as a citizen of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

for Enrollment of
Ruth Ann Ferguson

as Citizen of the
CHOCTAW NATION.

Act of Congress Approved April 26, 1906.

NOTIFICATION
SECRETARY

BY
S. R. ROR.

NOTICE
FORWARD
AND OF

FINAL ACTION
FOR CHOCTAW

APR

1907

RECEIVED
AT THE
CANT

Choctaw Minor 1107

Annie Ervin
Ruth Ervin

M 1107

NEW BORN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

..... Annie Ervin

as a citizen of

..... Choctaw Nation.

Approved..... 190...

.....
Commissioner.

Born Jan 24, 1903.

Act of Congress approved April 26, 1906.

Department of the Interior

Commissioner to the Five Civilized Tribes.

F I L E D Aug 22 1906.

(Signed) Commissioner

Notify Chilion Riley,
Ardmore, Ind. Terry.,
of all action taken hereon.

Choctaw

Received Jul 11 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS. APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the... Choctaw Nation,
of Annie Ervin born on the 24 day of Jan 1903
(Here insert name of child)
Name of Father: Charles W. Ervin a citizen of the Choctaw Nation.
Name of Mother: Dollie Ervin a citizen of the Nation.
Tribal enrollment of father: Tribal enrollment of mother:
Postoffice: Grant, Indian Territory

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Dollie Ervin on oath state that I am
years of age and a citizen by of the Choctaw Nation;
that I am the lawful wife of Charles W. Ervin who is a citizen, by
marriage of the Choctaw Nation; that female child was
[Male or Female]
born to me on 24th day of January 1903; that said child has been named
Annie Ervin and was living March 4, 1906.

(SEAL)

Dollie Ervin

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 8th day of May 1906.

My Commission expires
Feby. 5th, 1907.

John F. Larecy

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Mattie Collins a midwife on oath state that I
attended on Mrs. Dollie Ervin wife of Charles W. Ervin
on the 24th day of January 1903; that there was born to her on said day a female
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named Annie
Ervin

Mattie Collins

WITNESSES TO MARK:

[Must be Two
Witnesses]
(SEAL)

Subscribed and sworn to before me this 8th day of May 1906.

John F. Larecy

Notary Public.

My Commission expires Feby 5th 1907.

NEW BORN

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Ruth Ervin.....

as a citizen of

Choctaw..... Nation.

Approved..... 190...

Commissioner.

7-1406

Born July 8, 1905

Act of Congress approved April 26, 1906.

Department of the Interior
Commissioner to the Five Civilized Tribes.

FILED May 14 1906.

(Signed) Commissioner

Choctaw

1406

Received May 9 1906

23 1107

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Chootaw.....Nation,
of ..Ruth Ervin....., born on the 8th...day of...July.....1905..
[Here insert name of child]
Name of Father: Charles W. Ervin.....a citizen of the..Chootaw.....Nation.
Name of Mother: Dollie Ervin.....a citizen of theNon Citizen.....Nation.
Tribal enrollment of father.....Tribal enrollment of mother.....
Postoffice Grant, Ind. Ter.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

Central }

District. }

I,Dollie Ervin.....on oath state that I am 30.....
years of age and a ~~citizen~~ Non Citizen of the.....Nation
that I am the lawful wife of Charles W. Ervin....., who is a citizen, b
Intemarrriage of the Chootaw Nation; that female.....child was
[Male or Female]
born to me on 8th day of July 1905; that said child has been named
Ruth Ervin.....and was living March 4, 1906.

(SEAL)

Dollie Ervin

WITNESSES TO MARK:

[Must be Two
Witnesses] }

Subscribed and sworn to before me this 8th day of May 1906.

W. H. Martin

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

Central }

District. }

I,M. L. Carter....., a physician....., on oath state that I
attendedDollie Ervin.....wife of Charles W. Ervin.....
on the 8th day of July 1905 that there was born to her on said date a female.....
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named.....
Ruth Ervin.....

M. L. Carter

(SEAL)

WITNESSES TO MARK:

[Must be Two
Witnesses] }

Subscribed and sworn to before me this 9th day of May 1906.

W. H. Martin

Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Hugo, Indian Territory, May 2, 1906.

In the matter of the application for the enrollment as a citizen of the Choctaw Nation of Ruth Ervin.

CHARLES W. ERVIN, Choctaw by Intermarriage, Roll No. 1096, Field Card No. 1406, being first duly notified as follows:-

---EXAMINATION BY THE COMMISSIONER:---

- Q What is your name? A. Charles W. Ervin.
Q How old are you? A. 48.
Q What is your post office address? A. Grant, Indian Territory.
Q Are you a citizen by intermarriage of the Choctaw Nation?
A. Yes sir.
Q What is the name of your father? A. William Ervin.
Q What is your mother's name? A. Elizabeth Ervin.
Q What was the name of your first wife? A. Annie Peters.

The name of Charles W. Ervin appears as No. 1096 upon the approved roll of citizens by intermarriage of the Choctaw Nation, Field Card No. 1406.

- Q What is your present wife's name? A. Dollie Ervin.
Q Is she a citizen of either the Choctaw or Chickasaw Nation?
A. No, sir.
Q Your wife, Dollie Ervin, has just made application for the enrollment of your minor child, Ruth Ervin. Is your wife, Dollie, the mother of this child? A. Yes sir.
Q Is this child living? A. Yes sir.
Q You are the father of Ruth Ervin? A. Yes sir.
Q Were you legally married to Dollie Ervin? A. Yes sir.
Q What was her maiden name? A. Dollie Grubbs.
Q Were you married by a minister? A. No, sir, we were married by the Supreme Judge of the Choctaw Nation.
Q What was his name? A. Joel Everidge.
Q Did you procure a marriage license? A. No, sir.
Q Is Joel Everidge living? A. No, sir.
Q Did he issue to you a marriage certificate? A. Yes, sir.
Q Have you that certificate now? A. No, sir.
Q What did you do with it? A. I gave it to the Dawes Commission when they were at Goodland out here enrolling.
Q You have heretofore furnished the Dawes Commission with the certificate of your marriage to your present wife, Dollie Ervin? A. Yes sir.
Q And in that certificate was on file with the records of the Commissioner to the Five Civilized Tribes? A. Yes, sir.
Q When were you married to your wife, Dollie? A. I forget.
Q We have been married 9 years the 15th of this month.
Q Since your marriage to Dollie Ervin have you and she lived together continuously as husband and wife up to the present time? A. Yes sir.
Q There has been no separation or divorce? A. No, sir.

DOLLIE ERVIN, being first duly sworn, testifies as follows:-

- Q What is your name ? A Dollie Ervin.
Q How old are you ? A 30 years old.
Q What is your post office address ? A Grant.
Q Are you a citizen of either the Choctaw or Chickasaw Nation?
A No, sir.
Q You have never made application for enrollment ? A No, sir.
Q Are you the wife of Charles W. Ervin ? A Yes sir.
Q Were you and Charles W. Ervin legally married ? A Yes sir.
Q You have just made application for the enrollment of your
child, Ruth Ervin - is your husband, Charles W. Ervin, the
father of this child ? A Yes sir.
Q Your husband has just testified that you and he were mar-
ried by Joel Everidge, Judge of the Supreme Court of the
Choctaw Nation, and that he issued to you a marriage cer-
tificate, which certificate has been filed with the Dawes
Commission at Muskogee and is now among the records of the
Commissioner to the Five Civilized Tribes, is that correct?
A Yes sir.
Q You have not either the original or certified copy of that
certificate in your possession now ? A No, sir.
Q Have you and Charles W. Ervin lived together continuously
as husband and wife since your marriage ? A Yes, sir.

-----oOo-----

Wm. L. Martin, stenographer to the Commissioner to the
Five Civilized Tribes, on oath states that the above and
foregoing is a full, true and correct transcript of his
stenographic notes taken in said cause on said date.

Wm. L. Martin

Subscribed and sworn to before me this the 8th day of
May, 1906.

Wm. L. Martin
Notary Public.

7-1406

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

: : : : : : : : : : :

In the matter of the enrollment of ~~Annie Ervin~~
minor child of Charles W. Ervin as a citizen of the Choctaw Nation.

Commissioner to the
Five Civilized Tribes.

Sir:

Come now your petitioner, Charles W. Ervin, a duly enrolled citizen by intermarriage of the Choctaw Nation whose enrollment as such has been duly approved by the Secretary of the Interior opposite number one thousand, ninety six, and respectfully asks that his minor child Annie Ervin be enrolled as a citizen of the Choctaw Nation.

Your petitioner further states that the said Annie Ervin is the child of himself and his white wife, Dellie Ervin; that said child was born January 24, 1905; that application for her enrollment was made to the Choctaw Enrollment Commission prior to May 3, 1905; that he is informed and believes that said applications were by the Choctaw Commission delivered to the Commission to the Five Civilized Tribes; that said child is entitled to enrollment by virtue of being his child and born in lawful wedlock.

Your petitioner further states that said child is now living and has always resided with him in the Choctaw Nation, Indian Territory, since the date of her birth and is a citizen of the Choctaw Nation.

WHEREFORE, your petitioner asks that his said child Annie Ervin be enrolled as a citizen of the Choctaw Nation.

Respectfully submitted,

Charles W. Ervin
Petitioner

Chilion Riley
 Attorney for petitioner,
 Ardmore, Indian Territory.

Charles W. Ervin being first duly sworn on oath says that he is acquainted with the allegations contained in above petition and that the same are true and correct.

Charles W. Ervin

Subscribed and sworn to before me this
27 day of January, A. D. 1906.

seal

John F. Lacey
 Notary Public.

Fred V. Kinkade being first duly sworn on oath says that he served a carbon copy of above petition on Mansfield, McMurray & Cornish, attorneys for the nations; that attached registry receipt is for letter in which said copy was enclosed..

Fred V. Kinkade

Subscribed and sworn to before me this the
 _____ day of January, A. D. 1906.

(seal)

Robert Lee Russell

Notary Public.

23-1107.
W-91.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Annie Ervin, et al., as citizens of the Choctaw Nation.

D E C I S I O N.

It appears from the record herein that on July 11, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Annie Ervin as a citizen of the Choctaw Nation, and that on May 9, 1906, application was made for the enrollment of Ruth Ervin as a citizen of said nation.

Under the regulations adopted by the Commissioner to the Five Civilized Tribes January 2, 1906, there was filed on February 7, 1906, by Chilion Riley, attorney at law, Ardmore, Indian Territory, a petition praying for the enrollment of Annie Ervin as a citizen of the Choctaw Nation.

The applicants herein claim their right to enrollment as citizens of the Choctaw Nation by reason of being the children of Charles W. Ervin, a white man, whose name appears as number 1096 upon the final roll of citizens by intermarriage of the Choctaw Nation approved by the Secretary of the Interior November 16, 1904, and Dollie Ervin, a non-citizen white woman.

I am, therefore, of the opinion that the applications made for the enrollment of Annie Ervin and Ruth Ervin, and the petition for the enrollment of Annie Ervin, as citizens of the Choctaw Nation should be denied, under the provisions of the Act of Congress approved April 26, 1906 (34 Stats. 137), as amended by the Act of Congress approved June 21, 1906 (Public No. 258), and it is so ordered.



Commissioner.

Muskogee, Indian Territory,

NOV 10 '06

23-1107

W-91

COPY

Muskogee, Indian Territory, November 10, 1906.

Charles W. Ervin,

Grant, Indian Territory.

Dear Sir :--

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered November 10, 1906, denying the application for the enrollment of Ruth Ervin and the application and petition for the enrollment of Annie Ervin as citizens of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Iatna Bixby*

Commissioner.

Registered.

Incl. 23-1107,

W-91.

23-1107

W- 91

COPY

Muskogee, Indian Territory, November 10, 1906.

Chilton Riley,
Attorney at Law,
Ardmore, Indian Territory.

Dear Sir :--

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered November 10, 1906, denying the application for the enrollment of Ruth Ervin and the application and petition for the enrollment of Annie Ervin as citizens of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Jame Birt*

Commissioner.

Registered.

Incl. 23-1107.

W-91.

23-1107
V-91

COPY.

Muskogee, Indian Territory, November 10, 1906.

Mansfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen :--

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered November 10, 1906, denying the application for the enrollment of Ruth Ervin and the application and petition for the enrollment of Annie Ervin as citizens of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tamas Bixby*

Commissioner.

Incl. 23-1107.

V- 91.

COPY.

Muskogee, Indian Territory, November 10, 1905.

The Honorable,

The Secretary of the Interior.

Sir :--

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Ruth Ervin and the application and petition for the enrollment of Annie Ervin, as citizens of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated November 10, 1904, conveying said applications and petition.

Respectfully,

SIGNED *Tams Dixby*
Commissioner.

25-1107.

W-91

Through the

Commissioner of Indian Affairs.

DEPARTMENT OF THE INTERIOR.

WASHINGTON.

D.C. 9987, Feb. 20, 1907.

I.T.O. 3184-1907.

LNS

February 16, 1907.

Direct.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

December 20, 1906, the Acting Commissioner transmitted the record in the matter of the application for the enrolment of Allie M. May Ledon as a citizen by blood of the Choctaw Nation, including your decision of the same date, declining to receive or consider such application.

Reporting February 13, 1907 (Land 111925-06), the Indian Office recommends that said decision be approved. A copy of its letter is inclosed.

Your decision is hereby affirmed. The papers in the case and a carbon copy hereof have been sent to the Indian Office.

Respectfully,

Thos. Ryan

First Assistant Secretary.

1 inc. and 2 for Ind. Off.

V. P. M.
2-1907

Refer in reply to the following:

Land.
111925-1906.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 13, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to transmit herewith a communication from the Acting Commissioner to the Five Civilized Tribes dated December 20, 1906, enclosing the record in the matter of the application for the enrollment of Altie A. May Ledou as a citizen by blood of the Choctaw Nation.

It appears from the record herein that application was made to the Commissioner to the Five Civilized Tribes on July 25, 1906, for the enrollment of Altie A. May Ledou as a citizen by blood of the Choctaw Nation under the provisions of the Act of Congress of April 26, 1906, (34 Stat. L. 137). It is further shown that the applicant was born May 7, 1906, and is the daughter of Jacob Ledou and Annie Ledou, both enrolled as citizens by blood of the Choctaw Nation.

Section 2 of the Act of April 26, 1906, (34 Stat. L. 137), provides, in part, that for ninety days after the approval thereof applications would be received for the enrollment of children who were minors living March fourth nineteen hundred and six. Since the applicant was not living March 4, 1906, the Office is of the

opinion that the decision of the Commissioner declining to receive
or consider the application was correct and it is therefore
respectfully recommended that it be affirmed.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

EWE

23-1170.

Mankegee, Indian Territory, February 28, 1907.

Jacob Ledou

Kinta, Indian Territory.

Dear Sir:

You are hereby advised that on February 16, 1907, the Secretary of the Interior affirmed the decision of this office of December 30, 1906, declining to receive or consider the application for the enrollment of Altie A. Hay Ledou as a citizen by blood of the Choctaw Nation.

Respectfully,

Commissioner.

25-1170.

Muskogee, Indian Territory, February 26, 1907.

Mansfield, McNutray & Cernish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 16, 1907, the Secretary of the Interior affirmed the decision of this office of December 20, 1906, declining to receive or consider the application for the enrollment of Altie A. May Lewis as a citizen by blood of the Choctaw Nation.

Respectfully,

Commissioner.

I RS.

DEPARTMENT OF THE INTERIOR,

D.C. 12303-1207.

WASHINGTON.

I.P.

I.T.D.

12004, 12122, 12132, 12144, 12002-12007.

12006, 12110, 12126, 12130, 12140-

12002, 12112, 12146, 12174, 12194, "

12000, 12004, 12006, 12112, 12116-

12000, 12074, 12080, 12084, 12086-

12002, 12092, 12096, 12004, 12114-

12010, 12040, 12116, 12088, 12038-

12062-12007. 12046-12004,

DIRECT.

March 1, 1907.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following Cheateau citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.

Date of your letter of transmittal.

Benjie Edmondson	January 15, 1907.
Josephine Lebus, et al.	February 2, 1907.
Asa Allen Harvey, et al. (freedman)	February 7, 1907.
Jedie Lee Hancock,	February 6, 1907.
James Louis Rogers, et al.,	January 22, 1907.
Porter Buckner (freedman)	February 8, 1907.
Mathew James (freedman)	February 8, 1907.
Melbie Butler, et al.	February 7, 1907.
Verna Dunlap, et al.	January 22, 1907.
Betty Prince, et al.	June 26, 1906.
Eave Savvy, et al.	January 23, 1907.
John Henry Sanders, et al. (freedman)	January 24, 1907.
Lois Lucile Ray	January 9, 1907.
Hirshin Parks, et al.	January 11, 1907.
David B. Tidwell, et al.	January 8, 1907.
A. J. Grown, et al.	January 25, 1907.
Ador Williams et al. (freedman)	February 8, 1907.

Title of case.

**Date of your
letter of transmittal.**

Mary Henry	January 26, 1907.
Edith Paul, et al.	January 26, 1907.
Willie J. Walker, et al.	January 4, 1907.
Martha McCoy (freedman)	January 21, 1907.
Thomas Virgil Duttons, et al.	January 9, 1907.
Augustus Murrin (freedman)	February 8, 1907.
James Wilson Welch	January 22, 1907.
Vera L. Willard	January 22, 1907.
Sammie Morris (freedman)	February 8, 1907.
Gheasteanie Pearson	December 24, 1906.
Alta A. Brown, et al.	January 29, 1907.
William Henry Riddle	January 26, 1907.
Lula Benton Bond, et al.	December 22, 1906.
Manina Naud Garret	January 22, 1907.
Ruthie Ervin, et al.	November 10, 1906.
Harrison Robinson	December 24, 1906.
George Robinson, et al.	December 24, 1906.
Carvenia Clark	November 10, 1906.
James King	January 22, 1907.
Bettie Brown, et al.	June 12, 1906.

A copy herewith and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

James E. Wilson

Assistant Secretary.

37 inclosures, and
74 to Ind. Of.

A. F. H.
5-1-07.

Refer in reply to the following.

D.C. 12308-1907 DEPARTMENT OF THE INTERIOR,
LAND
99850-1906. OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 26, 1907

C O P Y
The Honorable,

The Secretary of the Interior.

The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of Ruth Ervin and Annie Ervin, as citizens of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated November 10, 1906, adverse to the applicants.

The record shows that on July 11, 1906, and May 9, 1906, applications were made for the enrollment of Annie Ervin and Ruth Ervin, respectively, as citizens of the Choctaw Nation. The applicants herein claim their right to enrollment as citizens of the Choctaw Nation through their father, Charles Ervin, a white man, whose name appears on the final roll of citizens by intermarriage of the Choctaw Nation; and Deane Ervin, a non-citizen.

By reason of the provisions of the Act of Congress approved April 26, 1906 (34 stat. L., 137), as amended by the Act of June 21, 1906 (34 stat. L., 325), the Office concurs in the decision of Commissioner Bixby denying the enrollment of these applicants as citizens of the Choctaw Nation.

Very respectfully,

U. E. Larrabee

Acting Commissioner.

EBM-LC.

22-1107

W-81

Muskogee, Indian Territory, April 12, 1907.

Charles W. Ervin,

Grant, Indian Territory.

Dear Sir:

You are hereby advised that on March 1, 1907, the Secretary of the Interior affirmed the decision of this office of November 10, 1906, denying the application for the enrollment of Hugh Ervin and the application and petition for the enrollment of Annie Ervin as citizens of the Choctaw Nation.

Respectfully,

Eco. D. Rodgers.

Commissioner.

23-1107

W-91

Muskogee, Indian Territory, April 12, 1907.

Chilien Riley,

Attorney at Law,

Ardmore, Indian Territory.

Dear Sir:

You are hereby advised that on March 1, 1907, the Secretary of the Interior affirmed the decision of this office of November 10, 1906, denying the application for the enrollment of Ruth Ervin and the application and petition for the enrollment of Annie Ervin as citizens of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Commissioner.

25-1107
W-91

Muskogee, Indian Territory, April 12, 1907.

Manfield, McMurray & Gernish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 1, 1907, the Secretary of the Interior affirmed the decision of this office of November 10, 1906, denying the application for the enrollment of Ruth Ervin and the application and petition for the enrollment of Annie Ervin as citizens of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

23-1107--W-91. -----

In the matter of the application for the enrollment of
Ruth Ervin and Annie Ervin as citizens of the Choctaw Nation.

MOTION and PROTEST.

Come now your petitioners herein, by and thro' their attorney, and respectfully move the Department to vacate, set aside and hold for naught its decision of March 1, 1907, in the matter of their enrollment, and for grounds therefor assign the following errors:

- 1st: That said decision is contrary to the law.
- 2nd: That said decision is contrary to the evidence.
- 3rd: That the Department erred in its findings in the decision; that the Department erred in not considering the brief filed by attorney for applicants; that the Department erred in not referring this case to the Assistant Attorney General for an opinion as requested by the attorney for applicants.

While the applicants herein are fully aware that the Department, at this time, is without authority to approve the enrollment of any person, they respectfully request that said decision be vacated in order that this case may be properly presented to the Congress of the United States at its next session.

This motion is filed under the provisions of section one of the act of Congress approved April 26, 1906, public No. 126, as follows:

"..... and no motion to reopen or reconsider any citizenship case, in any of said tribes, shall be entertained unless filedwithin sixty days after the decision sought to be reconsidered....."

WHEREFORE the applicants pray that said decision be vacated, set aside and held for naught and as they are in duty bound will ever pray.

Respectfully submitted,

Attorney for applicants.

Muskogee, Indian Territory, May 20, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

November 10, 1906, the Commissioner to the Five Civilized Tribes rendered a decision denying the application for the enrollment of Annie Erwin and Ruth Erwin and on the same date denied the petition for the enrollment of Annie Erwin under the ruling of the Department in the Mary Elizabeth Martin case, as minor citizens of the Choctaw Nation and on February 16, 1907 the action of the Commissioner to the Five Civilized Tribes in the case of Annie and Ruth Erwin was approved by the Secretary of the Interior, and on March 6, 1907, the action in the petition of Annie Erwin was approved by the Department.

I now have the honor to inclose herewith action and protest transmitted by Chilton Henry, Muskogee, Indian Territory, May 20, 1907 for consideration in connection with this case.

Respectfully,

Through the Commissioner
of Indian Affairs.

Commissioner.

Choctaw Minor 1107.

DEPARTMENT OF THE INTERIOR, C. F. L.

WASHINGTON. June 17, 1907.

I. P. 50562-1907.

Subject:
Motion and protest in en-
rollment case of Annie and
Ruth Erwin.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

On May 28, 1907, you transmitted a motion filed in your office on May 27, 1907, by Chilion Riley, attorney for the applicants in the case of Annie and Ruth Erwin, applicants for enrollment as citizens of the Choctaw Nation.

The records show that on February 16, 1907, the Department affirmed the decision of the Commissioner to the Five Civilized Tribes of November 10, 1906, denying the application for the enrollment of Annie and Ruth Erwin, and that on March 4, 1907, the Department affirmed the decision of the Commissioner to the Five Civilized Tribes of November 10, 1906, denying the petition for the enrollment of Annie Erwin under the ruling of the Department in the Mary Elizabeth Martin case.

By the provisions of the Act of April 26, 1906 (34 Stat. 5. 137), the rolls of citizens of the Five Civilized Tribes were closed on March 4, 1907. Since that time the Department has had no jurisdiction over any citizenship matter, and is without authority to take any action that in any way affects the tribal status of any person.

-2-

or applicant for citizenship in any of the Five Civilized Tribes.
The motion is therefore denied. You will so notify the interested parties.

Very respectfully,

George W. Woodruff
Acting Secretary.
SVP

HWE-EH

Through the Commissioner
of Indian Affairs.

30254-1907

25-1107

Muskogee, Indian Territory, July 13, 1907.

Shilien Riley,

Attorney at Law,

Duncan, Indian Territory.

Dear Sir:

You are hereby advised that on June 17, 1907, the Secretary of the Interior denied the motion submitted by you to reopen and review the application for the enrollment of Annie and Ruth Ervin as citizens of the Choctaw Nation.

For your information there is inclosed herewith copy of Departmental letter of June 17, 1907 denying said motion.

Respectfully,

ME 3-13.

30254-1907
23-1107

Muskogee, Indian Territory, July 13, 1907.

Charles W. Ervin,
Grant, Indian Territory.

Dear Sir:

You are hereby advised that on June 17, 1907, the Secretary of the Interior denied the motion submitted by Chilion Riley, Duncan, Indian Territory, to reopen and review the application for the enrollment of Annie and Ruth Ervin as citizens of the Choctaw Nation.

Respectfully,

Commissioner.

Muskogee, Oklahoma, April 16, 1909.

Charles W. Ervin,
Shoals, Oklahoma,

Sir:

Receipt is hereby acknowledged of your letter of April 10, asking why your children, Luler Ervin, Alice Ervin, Annie Ervin and Ruth Ervin were not enrolled as their half brothers were enrolled. You also request that your marriage license be returned to you.

In reply you are advised that the application for the enrollment of your children, Luler, Alice, Annie and Ruth Ervin, was denied for the reason that they are the white children of an intermarried citizen, and under the Act of Congress approved April 20, 1906, as amended by the Act of June 21, 1906, this class of applicants was not entitled to enrollment.

In compliance with your request the certificate of your marriage to Annie Peters and the license therefor are herewith returned, certified copies thereof having been made for the records of this office.

Respectfully,

AB 1-16

Commissioner.

7-1406

Muskogee, Indian Territory, August 22, 1906.

Chilton Riley,

Attorney at Law,

Armore, Indian Territory.

Dear Sir :

Receipt is heraby acknowledged of the affidavits of Dollie Erwin and Carrie Callor to the birth of Lula Erwin, the affidavit of Dollie Erwin to the birth of Alice Erwin, and the affidavits of Dollie Erwin and Mattie Collins to the birth of Annie Erwin, children of Charles W. Erwin and Dollie Erwin, August 30, 1898, April 1, 1901 and January 24, 1903, respectively.

Respectfully,

Commissioner.

for Enrollment of

Unnie Erwin

Ruth

as Citizen of the
CHOCTAW NATION.

Act of Congress Approved April 26, 1906.

**ACTION APPROVED BY
SECRETARY OF INTERIOR.** FEB 16 1907

NOTICE OF DEPARTMENTAL ACTION

FORWARDED ATTORNEYS FOR CHOCTAW

AND CHICKASAW NATIONS.

NOTICE OF DEPARTMENTAL ACTION

FORWARDED ATTORNEY FOR APPLICANTS

NOTICE OF DEPARTMENTAL

ACTION MAILED APPLICANT.

FEB 20 1907

FEB 28 1907

FEB 28 1907

Choctaw Minor 1108

William A. Gardner

M 1108

1108

MINOR
CHOCTAW
ENROLLMENT

WILLIAM A. GARDNER

As Citizen of the

CHOCTAW NATION

Act of Congress

Approved April 26. 1906

DECISION RENDERED DEC 20 1906

REFUSED DEC 20 1906

COPY OF DECISION FORWARDED
ATTORNEYS FOR CHOCTAW AND
CHICKASAW NATIONS. DEC 20 1906

COPY OF DECISION FORWARDED
APPLICANT DEC 20 1906

RECORD FORWARDED DEPARTMENT
DEC 20 1906

ACTION APPROVED BY FEB 26 1907
SECRETARY OF INTERIOR

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations. APR 5 1907

Notice of Departmental
Action Mailed Applicant APR 5 1907

1108

NEW BORN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

..... William A. Gardner

as a citizen of

..... Choctaw Nation.

Approved..... 190...

.....
Commissioner.

.....
Born Dec 2, 1900.

Act of Congress approved April 26, 1906.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

F I L E D Sep 7-1906.

Tams Bixby Commissioner.

Choctaw 3806

Received Apr 26 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 24, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Chooctaw.....Nation,
of William A. Gardner....., born on theday of
[Here insert name of child]
Name of Father:.....Ben Gardner.....a citizen of theChooctaw.....Nation.
Name of Mother:.....Minnie Gardner.....a citizen of Chooctaw.....Nation.
Tribal enrollment of father.....Tribal enrollment of mother.....
PostofficeSiloam, I. T.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
.....Southern.....District. }

I, Minnie Gardner.....on oath state that I am.....
years of age and a citizen by intermarriage of the.....Chooctaw.....Nation;
that I am the lawful wife of.....Ben Gardner....., who is a citizen, by
.....intermarriage.....of the.....Chooctaw.....Nation; that amale.....child was
[Male or Female]
born to me.....day of.....December.....1900.....; that said child has been named
.....William A. Gardner....., and was living March 4, 1906.

.....Minnie Gardner.....

WITNESSES TO MARK:

[Must be Two
Witnesses]

(SEAL)

Subscribed and sworn to before me this.....1st.....day of.....May.....1906

Arthur Sinclair

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
.....Southern.....District. }

I,Ben Gardner....., a physician....., on oath state that I
attended on Minnie Gardner....., wife of.....Ben Gardner.....
on the2.....day of.....December.....1900.....; that there was born to her on said date amale.....
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named.....
.....William A. Gardner.....

.....Ben Gardner.....

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this.....1st.....day of.....May.....1906

(SEAL)

Arthur Sinclair

Notary Public.

23-1108.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
William A. Gardner as a citizen of the Choctaw Nation.

DECISION.

It appears from the record herein that on April 26, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of William A. Gardner as a citizen of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stat., 137).

It further appears from the record herein and from the records of this office that the applicant William A. Gardner was born December 2., 1900, and is the child of Minnie Gardner whose name appears opposite number 1087 upon the final roll of citizens by intermarriage of the Choctaw Nation, approved by the Secretary of the Interior November 16, 1904, and Ben Gardner a non citizen and non applicant either for enrollment as a citizen of the Choctaw Nation or for identification as a Mississippi Choctaw.

I am of the opinion that the applicant William A. Gardner is not entitled to enrollment as a citizen of the Choctaw Nation and that the application for his enrollment as such should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stat., 137), as amended by the Act of Congress approved June 21, 1906 (Public No. 259), and it is so ordered.

Commissioner.

Muskogee, Indian Territory,

DEC 20 1906

23-1108

COPY

Muskogee, Indian Territory, December 20, 1906.

Ben Gardner,

Silo, Indian Territory,

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 20, 1906, denying the application for the enrollment of William A. Gardner as a citizen of the Choctaw Nation.

The decision with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Signed: *Wm. O. Beall*
Acting Commissioner.

Registered.

Incl. 23-1108.

23-1108.

COPY.

Muskogee, Indian Territory, December 20, 1906.

Mansfield, McFarrey & Cernish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 20, 1906, denying the application for the enrollment of William A. Gardner as a citizen of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Wm. O. Beall*
ACTING Commissioner.

Incl. 23-1108.

COPY.

Muskogee, Indian Territory, December 20, 1906.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of William A. Gardner as a citizen of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated December 20, 1906, denying said application.

Respectfully,

SIGNED *Wm. O. Beall*
ACTING Commissioner.

Incl. 23-1108.

Through the

Commissioner of Indian Affairs.

D. C. 11790-1907.

DEPARTMENT OF THE INTERIOR.

WASHINGTON.

1907

I.T.B. 3612, 3672, 3740, 3840, 3844-1907.

3294, 3304, 3334, 3374, 3394, "

3394, 3416, 3446, 3482, 3490, "

3482, 3520, 3546, 3584, 3600, "

3648, 3670, 3672, 3682, 3682, "

3680, 3694, 3712, 3802, 4012, "

LRS 4054, 4112, 4116, 4148, 4150, "

4200, 4220, 4228, 4240, 4242, "

4286, 4294, 4310, 4312, "

February 26, 1907.

BLANK.

Commissioner to the Five Civilized Tribes,

Wadagee, Indian Territory.

Sir :

Your decisions in the following Cherokee citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.

Date of letter of transmittal.

Joseph H. Collins,	June 19, 1906
James H. Burns, et al.,	June 19, 1906
Fannie H. Balconer, et al.,	June 19, 1906
Jessie Joe Turner,	June 19, 1906
Thomas Woods,	December 19, 1906
Lieta Benson,	November 6, 1906
Ray M. Hunsack, et al.,	November 15, 1906
Betsy Crockett Coleman, et al.,	September 28, 1906
Harry Gales,	October 2, 1906
Lucinda H. Neefe, et al.,	November 13, 1906
Agnes Irene Coleman, et al.,	December 20, 1906
Lillie May Pate, et al.,	December 20, 1906
Ruth Ann Ferguson,	December 20, 1906
Doris Adeline Gelford,	December 20, 1906
Andrew J. Gellar, et al.,	November 18, 1906
Hallie C. Nickels, et al.,	November 14, 1906

Title of Case.	Date of year letter of transmittal.
Overton Martin Bonds, et al.,	January 14, 1907
John Lee Hunt,	December 20, 1906
Kathleen Lockett,	January 12, 1907
Thomas Rudolph Hamlin,	December 20, 1906
Samie Dunagan,	January 12, 1907
William A. Gardner,	December 20, 1906
Sophia C. Harris, et al.,	December 20, 1906
Jesse Monroe Jones,	January 12, 1907
Bertie Cotton, et al.,	October 4, 1906
Maggie Irene Stalow,	November 22, 1906
L. Everest Parks, et al.,	November 22, 1906
Ella Florence Cochran,	October 2, 1906
Olga Irene Cummings, et al.,	December 26, 1906
Tilden J. Smith,	November 21, 1906
Jewell Merryman,	November 21, 1906
Jim Costilow, et al.,	December 21, 1906
Lettie May Hickman, et al.,	December 24, 1906
Rue Colbert, et al.,	December 21, 1906
Matilda Florence,	June 20, 1906
Mary Jane Fulsom, et al.,	June 18, 1906
Lee Keek, et al.,	October 20, 1906
Magnolia Thompson,	November 21, 1906
John Hardy Sterling, et al.,	November 23, 1906
James Maberry Morse, Jr.,	January 16, 1907
James G. Shaw,	November 21, 1906
Sallie Engleman, et al.,	January 16, 1907
Fannie Pearl Reagles, et al.,	December 21, 1906
Thomas A. Fitzgerald (Jr.)	December 21, 1906

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

(Signed) Isaac B. Wilson,

Assistant Secretary.

44 inc. and
92 for Ind. Of.

APC
2-27-07

(COPY)

Land
111941-1906.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 18, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from the Acting Commissioner to the Five Civilized Tribes dated December 20, 1906, transmitting the record relative to the application of William A. Gardner for enrollment as a citizen of the Chectaw Nation, including the Commissioner's decision of December 20, 1906, denying the application.

The record shows that William A. Gardner was born on December 2, 1900; that he is the child of Mary A. Gardner enrolled at No. 1667 approved intermarriage roll of the Chectaw Nation, and Ben Gardner, a non-citizen.

Considering the Department's holding of July 10, 1906, I.T.D. 2542, in the William James Bacon case, and the provisions of the Act of June 21, 1906 (34 Stat. L., 326), the applicant is not entitled to enrollment, and the approval of the Commissioner's decision is recommended.

Very respectfully,

E. F. Harrabee,

Acting Commissioner.

SAV-CH

23-1100.

Muskogee, Indian Territory, April 8, 1907.

Ben Gardner,

Sile, Indian Territory.

Dear Sir:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of December 29, 1906, denying the application for the enrollment of William A. Gardner as a citizen of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

83-1109.

Muskogee, Indian Territory, April 5, 1907.

Hampfield, McMurray & Gernish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of December 20, 1906, denying the application for the enrollment of William A. Gardner as a citizen of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

Choctaw Minor 1109

Mamie Dunagan

M 1109

1109

MINOR
CHOCTAW
ENROLLMENT
MAMIE DUNAGAN
As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26. 1906

REFUSED JAN 12 1907

RECORD FORWARDED DEPARTMENT
JAN 12 1907

COPY OF DECISION FORWARDED
APPLICANT JAN 12 1907

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations JAN 12 1907

ACTION APPROVED BY
SECRETARY OF INTERIOR FEB 26 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations APR 5 1907

Notice of Departmental
Action mailed Applicant
Apr 5 1907

1109

NEW BORN 100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

Mamie Dunagan

as a citizen of

Choctaw

Nation.

Approved..... 190...

Commissioner.

7-3383

Born July 2, 1905

ACT OF CONGRESS APPROVED APRIL 26 1906

DEPARTMENT OF THE INTERIOR

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED MAY 21 1906

(Stamped) Tams Bixby

Commissioner.

CHOCTAW RECEIVED MAY 15 1906
3383

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Mamie Dunagan, born on the 2nd day of July 1905
(Here insert name of child)
Name of Father: William L Dunagan a citizen of the Choctaw Nation.
Name of Mother: Pearl L. Dunagan a citizen of the Non Citizen Nation
Tribal enrollment of father: Tribal enrollment of mother:
Postoffice: Wade I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Pearl Dunagan, on oath state that I am 22 years of age and a citizen by Non Citizen, of the Nation that I am the lawful wife of William L. Dunagan, who is a citizen, by Intermarriage, of the Choctaw Nation; that a female child was born to me on 2nd day of July 1905; that said child has been named Mamie Dunagan and was living March 4, 1906.

(Signed) Pearl Dunagan

WITNESSES TO MARK:

[Must be Two Witnesses] {
(SEAL)

Subscribed and sworn to before me this 14th day of May 1906.

(Signed) W. H. Martin
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Dr. Lemuel E. Gee, a Physician, on oath state that I attended on Pearl Dunagan, wife of William L. Dunagan, on the 2nd day of July 1905; that there was born to her on said date a Female child; that said child was living March 4, 1906, and is said to have been named Mamie Dunagan.

(Signed) Dr. Lemuel E. Gee.

WITNESSES TO MARK:

[Must be Two Witnesses] {
(SEAL)

Subscribed and sworn to before me this 14 day of May 1906.

(Signed) Chas P Smith.
Notary Public.

I, U. V. Wyatt, certify that on the 12th day of August
1904 I united in marriage Mr. W. L. Dunegan and Miss Pearl Journey
of Wade, I. T. at Sherman, Texas.

This Aug 12-1904

U. V. Wyatt,

1306 Washington St.

Kansas City, ~~Missouri~~ Kansas

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

---:---
Dennington, Indian Territory, May 15, 1906.
---:---

In the matter of the application for the enrollment as a citizen of the Choctaw Nation of Mamie Dunagan, minor child of William L. Dunagan, Choctaw by Intermarriage, Roll No. 322, Field Card No. 1383, and Pearl Dunagan, a non-citizen.

PEARL DUNAGAN, being first duly sworn, testified as follows:-

---:EXAMINATION BY THE COMMISSIONER:--

- Q What is your name? A Pearl Dunagan.
Q How old are you? A 32.
Q What is your post office address? A Wade.
Q Are you a citizen of either the Choctaw or Chickasaw Nation?
A No, sir.
Q You are a non-citizen? A Yes, sir.
Q What is the name of your husband? A William L. Dunagan.
Q What is his father's name? A I don't know.
Q Do you know his mother's name? A No, sir.
Q Was he married before he married you? A Yes, sir.
Q What was his former wife's name? A I don't know.
Q Has he a child by his former wife? A Yes, sir.
Q What is that child's name? A Willie R. Dunagan.

The name of William L. Dunagan appears as No. 322 upon the approved Choctaw Roll by Intermarriage, Field Card No. 1383.

- Q Is William L. Dunagan now dead? A Yes, sir.
Q When did he die? A January 24, 1906.
Q When were you married to William L. Dunagan? A August 12, 1904.
Q What was your maiden name? A Pearl Journey.
Q Where were you married to William L. Dunagan? A Sherman, Texas.
Q Were you married by a minister under a license? A Yes, sir.
Q Where did you procure your marriage license? A Sherman.
Q From the Clerk of the County Court of Grayson County? A Yes, sir.
Q Who performed the marriage ceremony? A U. V. Wyatt.
Q Is he a minister of the gospel? A Yes, sir.
Q In connection with the application for the enrollment of Mamie Dunagan, minor child of yourself and William L. Dunagan, you submit what purports to be a certificate signed by U. V. Wyatt, certifying that on the 12th day of August, 1904, he united in marriage Mr. W. L. Dunagan and Miss Pearl Journey, of Wade, I. T., at Sherman, Texas. Are you the identical person whose name appears in this marriage certificate as Pearl Journey? A Yes, sir.

- Q Is the W. L. Dunagan whose name appears in this certificate the same person as William L. Dunagan whose name appears as No. 322 upon the approved roll of citizens by inter-marriage of the Choctaw Nation ? A Yes, sir.
- Q This is the certificate, is it, that this minister, U. V. Wyatt gave you when he married you and W.L. Dunagan ? A Yes, sir.
- Q And this marriage was duly performed under a license issued by the Clerk of the County Court of Grayson County, Texas ? A Yes, sir.

-----000-----

Wm. L. Martin, stenographer to the Commissioner to the Five Civilized Tribes, on oath states that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in said cause on said date.

Wm. L. Martin

Subscribed and sworn to before me this the 15th day of May, 1906.

Wm. L. Martin
Notary Public.

23-1109.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment
of Mamie Dunagan as a citizen of the Choctaw Nation.

DECISION.

It appears from the record herein that on May 15, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Mamie Dunagan as a citizen of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records of this office that Mamie Dunagan was born July 8, 1905 and is the daughter of William L. Dunagan, whose name appears opposite No. 322 on the final roll of citizens by intermarriage of the Choctaw Nation approved by the Secretary of the Interior September 18, 1905, and Pearl Dunagan, a non-citizen and non-applicant either for enrollment as a citizen of the Choctaw Nation or for identification as a Mississippi Choctaw.

I am of the opinion that the applicant, Mamie Dunagan, is not entitled to enrollment as a citizen of the Choctaw Nation and that the application for her enrollment as such should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137) as amended by the Act of Congress approved June 21, 1906 (Public No. 255) and it is so ordered.


Commissioner.

Muskogee, Indian Territory,

JAN 12 1907

23-1109.

COPY.

Muskogee, Indian Territory, January 12, 1907.

William L. Dunagan,

Wade, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 12, 1907, denying the application for the enrollment of Hamie Dunagan as a citizen of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

Tams Dixby

Commissioner.

Registered.

Incl. 23-1109.

23-1100.

COPY:

Muskogee, Indian Territory, January 12, 1907.

Manaffield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 12, 1907, denying the application for the enrollment of Mamie Dunagan as a citizen of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

Jane Bixby

Commissioner.

Incl. 23-1100.

Muskogee, Indian Territory, January 12, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Mamie Dunagan as a citizen of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated January 12, 1907, denying said application.

Respectfully,

SIGNED

Tamie Bixby

Commissioner.

2 Incl. 23-1109.

Through the

Commissioner of Indian Affairs.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

JEN

I.T.D. 2632, 2672, 2740, 2760, 3264-1907.

3290, 3304, 3334, 3374, 3384, "

3394, 3418, 3448, 3452, 3480, "

3482, 3530, 3546, 3574, 3580, "

3568, 3570, 3572, 3602, 3682, "

3820, 3894, 3912, 3922, 4042, "

LRS 4054, 4112, 4116, 4148, 4194, "

4200, 4230, 4234, 4240, 4242, "

4284, 4294, 4310, "

February 26, 1906

DIRECT.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir :

Your decisions in the following Cheatew citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.

Date of your
letter of transmittal.

Joseph E. Gorman,	June 19, 1906
James B. Barnes, et al.,	June 19, 1906
Fannie M. Palmer, et al.,	June 19, 1906
Jessie Joe Turner,	June 19, 1906
Thomas Woods,	December 19, 1906
Vieta Benson,	November 8, 1906
Amy M. Hancock, et al.,	November 15, 1906
Daisy Crockett Coleman, et al.,	September 28, 1906
Harry Guion,	October 2, 1906
Lucinda M. Woods, et al.,	November 11, 1906
Agnes Irene Coleman, et al.,	December 20, 1906
Lillie May Pate, et al.,	December 20, 1906
Ruth Anna Ferguson,	December 20, 1906
Devie Adeline Goforth,	December 20, 1906
Andrew J. Ollar, et al.,	November 15, 1906
Nellie C. Klakely, et al.,	November 14, 1906

Title of Case.	Date of your letter of transmittal.
Overson Martin Bonds, et al.,	January 14, 1907
John Lee Hunt,	December 20, 1906
Kathleen Lockett,	January 12, 1907.
Thomas Rudolph Hamlin,	December 20, 1906
Maude Dunagan,	January 12, 1907.
William A. Gardner,	December 20, 1906
Sophia C. Harris, et al.,	December 20, 1906
Jesse Monroe Jones,	January 12, 1907
Bertie Cotton, et al.,	October 4, 1906
Maggie Irene Staley,	November 22, 1906
L. Everett Parks, et al.,	November 22, 1906
Ella Florence Cochran,	October 2, 1906
Glee Irene Cummings, et al.,	December 24, 1906
Tilden J. Smith,	November 21, 1906
Jewell Merryman,	November 21, 1906
Jim Gentilew, et al.,	December 21, 1906
Lettie May Hickman, et al.,	December 24, 1906
Rue Colbert, et al.,	December 21, 1906
Matilda Florence,	June 20, 1906
Mary Jane Fulson, et al.,	June 18, 1906
Lee Keck, et al.,	October 20, 1906
Magnolia Thompson,	November 21, 1906
John Hardy Starling, et al.,	November 23, 1906
James Maberry Morse, Jr.,	January 16, 1907
James G. Shaw,	November 21, 1906
Sallie Engleman, et al.,	January 16, 1907
Fannie Pearl Beagles, et al.,	December 21, 1906
Thomas A. Fitzgerald (Jr.)	December 21, 1906

A copy herewith and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

(Signed) Jesse E. Wilson,

Assistant Secretary.

44 inc. and
22 for Ind. Of.

1-27-07

(COPY)

Land.
5052-1907.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON,

February 15, 1907.

The Honorable,

The Secretary of the Interior,

Sir:

There is enclosed a report from the Commissioner to the Five Civilized Tribes, dated January 12, 1907, transmitting the record relative to the application of Mamie Dunagan for enrollment as a citizen of the Choctaw Nation, including the Commissioner's decision of January 12, 1907, denying the application.

The record in the case shows that the applicant is the daughter of William L. Dunagan, enrolled as a citizen by intermarriage of the Choctaw Nation at No. 322, and Pearl Dunagan, a non-citizen.

Considering the Department's decision of July 10, 1906,

I.T.D. 2545, in the William Jesse Bacon case, and the provisions of the Act of June 21, 1906 (34 Stat. L., 325), the applicant is not entitled to enrollment and the approval of the Commissioner's adverse decision is recommended.

Very respectfully,

G. F. Lagabee,

Acting Commissioner.

CAF-CL.

23-1109

Muskogee, Indian Territory, April 5, 1907.

William L. Dunagan,

Wade, Indian Territory.

Dear Sir:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of January 12, 1907, denying the application for the enrollment of Mamie Dunagan as a citizen of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

23-1109

Muskogee, Indian Territory, April 5, 1907.

Manfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of January 12, 1907, denying the application for the enrollment of Mamie Dunagan as a citizen of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

Choctaw Minor 1110

Jessie Douglas

Marvin Paul Douglas

Beulah Lillian Douglas

M 1110

MINOR
CHOCTAW
ENROLLMENT

As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26, 1906

JESSIE DOUGLAS

MARVIN PAUL DOUGLAS

BEULAH LILLIAN "

IN THE MATTER OF SABRA GERTIE DOUGLAS
ET. AL APPLICANTS FOR ENROLLMENT AS
CITIZENS OF THE CHOCTAW NATION.

TO THE COMMISSIONER TO THE FIVE CIVILIZED TRIBES,
MUSKOGEE, IND. TERR.

Come now your petitioners, Sabra Gertrude Douglas, for herself and as natural guardian for her minor children, Jessie Douglas (5) five years of age, Marvin Paul Douglas (2) two years of age, and Beulah Gillian Douglas (7) seven months of age, and respectfully state to the Hon. Commissioner to the Five Civilized Tribes, that they are citizens of the Choctaw Nation, and that as such citizens are entitled to enrollment upon the rolls of citizenship, now being prepared for the Choctaw Nation, and to the enjoyment of all the rights, privileges and immunities which citizens of that nation enjoy.

As grounds therefor they allege that on the 5th day of ~~September or thereabouts~~, 1898, one Seigel McClellan Douglas a white man married a Choctaw Indian by the name of Mollie Stewart, at which time both were residing in the Indian Territory. The said Mollie Stewart was at that time and continued to be until her death a duly recognized citizen of the Choctaw Nation.

This marriage was contracted in conformity to the laws of the Choctaw Nation, and said parties continued to live together until the said Mollie Stewart Douglas' death, which occurred a few months thereafter. And by virtue of the said marriage of Seigel McClellan Douglas to Mollie Stewart, the said Seigel M. Douglas became a citizen of the Choctaw Nation by inter-marriage to all intents and purposes as if he were a Choctaw Indian by blood. The enrollment of the said Seigel M. Douglas has been made by the Commission to the Five Civilized Tribes by their decision rendered Jan. 10th, 1906, and has been confirmed by the Secretary of the Interior, and since then he has taken his allotment of lands and and shared in the dis-

tribution of monies of said Nation as provided for by law.

Now while the said Seigel M. Douglas was an inter-married citizen of the Choctaw Nation and after the death of his first wife said Seigel M. Douglas on the 4th day March, or thereabouts, 1900, married the applicant herein, Sabra G. Douglas, nee Gertrude Lee, a white woman and styled Gertrude Lee Douglas in the decision heretofore referred to.

Which said marriage was contracted under and by the authority of a license issued by the Clerk of the United States Court at Ardmore, Indian Territory.

And as an issue of said marriage they had born unto them the following named children; Jessie Douglas, Marvin Paul Douglas and Beulah Lillian Douglas.

Your petitioner made application for enrollment as a Choctaw citizen to the Commission to the Five Civilized Tribes in 1900, which application was refused.

Wherefore your petitioner prays that after a thorough investigation of the status of your petitioners from an examination of the records and additional evidence adduced, that they, or such as are entitled to it be placed upon the final rolls now being prepared for the Choctaw Nation.

(Signed) Sabra Gertrude Douglas.

Subscribed and sworn to before me this 23rd day of Jan.
1908.

(Signed) W. S. Gardner.

Notary Public.

(SEAL)

My commission expires Jan. 4/1908.

Cabell & Deen.

Attorneys for Petitioners.

NEW BORN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

..... Jessie Douglas

as a citizen of

..... CHOCTAW Nation.

Approved..... 1906.

.....
Commissioner.

Born Jan 5, 1901

ACT OF CONGRESS APPROVED APRIL 26 1906

DEPARTMENT OF THE INTERIOR

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

F I L E D AUG 22 1906

(Stamped) Tams Bixby
Commissioner

CHOCTAW RECEIVED JUL 23 1906
7-5687

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Chocotaw.....Nation,
ofJessie Douglas....., born on the 5th day of January.....1901
[Here insert name of child]
Name of Father: Seigel M. Douglas.....a citizen of the Chocotaw by InterNation marriage
Name of Mother: Sabry Douglas.....a citizen of the Chocotaw by InterNation marriage
Tribal enrollment of father: Chocotaw.....Tribal enrollment of mother.....
Postoffice: Ardmore, I T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Southern District.

I, Sabry G. Douglas, on oath state that I am 24 years of age and a citizen by Inter-marriage of the Chocotaw Nation; that I am the lawful wife of Seigle M. Douglas, who is a citizen, by Inter-marriage, of the Chocotaw Nation; that a female child was born to me on 5th day of January, 1901; that said child has been named Jessie Douglas and was living March 4, 1906.

(Signed) Sabrey G. Douglas.

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 21 day of July, 1906.

(SEAL)

(Signed) E. Wilverton

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Southern District.

I, D. J. Lee, a Midwife, on oath state that I attended on Mrs. Sabray G. Douglas, wife of S. M. Douglas, on the 5th day of January, 1901; that there was born to her on said date a female child; that said child was living March 4, 1906, and is said to have been named Jessie Douglas.

(Signed) D. J. Lee

WITNESSES TO MARK:

(SEAL)

[Must be Two Witnesses] { H. A. Higgins
A. I. Sarks

Subscribed and sworn to before me this 19th day of July, 1906.

(SEAL)

(Signed) W. S. Gardner

Notary Public.

NEW BORN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Marvin Paul Douglas

as a citizen of

CHOCTAW Nation.

Approved 190...

Commissioner.

Born May 26, 1903

ACT OF CONGRESS APPROVED APRIL 26 1906

DEPARTMENT OF THE INTERIOR

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED AUG 22 1906

(S tamped) Tams Bixby

Commissioner.

CHOCTAW RECEIVED JUL 23 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Marvin Paul Douglas, born on the 26th day of May 1903
(Here insert name of child) marriage
Name of Father: Seigel M. Douglas a citizen of the Choctaw by intermarriage
Name of Mother: Sabrey G. Douglas a citizen of the Choctaw by marriage
Tribal enrollment of father: Choctaw by inter Tribal enrollment of mother:
Postoffice: Ardmore, Ind Ter

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, Sabrey G. Douglas, on oath state that I am 24
years of age and a citizen by intermarriage of the Choctaw Nation;
that I am the lawful wife of Seigel M. Douglas, who is a citizen, by
intermarriage of the Choctaw Nation; that a male child was
born to me on 26th day of May 1903; that said child has been named
Marvin Paul Douglas and was living March 4, 1906.

(Signed) Sabrey G. Douglas

WITNESSES TO MARK:
(SEAL)

[Must be Two
Witnesses]

Subscribed and sworn to before me this 18th day of July 1906.

(Signed) Garrie Thurmond

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, Risdon D. Moore, a Physician, on oath state that I
attended on Sabray G. Douglas, wife of Seigel M. Douglas
on the 26th day of May 1903; that there was born to her on said date a Male
child; that said child was living March 4, 1906, and is said to have been named Marvin Paul Douglas.

(Signed) Risdon D. Moore M. D.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 18th day of July 1906.

(SEAL)

(Signed) Carrie Thurmond

Notary Public.

NEW BORN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

.....**Baulah Lillian Douglas**..

as a citizen of

.....**CHOCTAW**..... **Nation.**

Approved..... **180**...

.....
Commissioner.

Born June 14, 1905

ACT OF CONGRESS APPROVED APRIL 26 1906

DEPARTMENT OF THE INTERIOR

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

F I L E D AUG 22 1906

(Stamped) Tams Bixby
Commissioner.

CHOCTAW RECEIVED JUL 23 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Buelah Lillian Douglas, born on the 14 day of June, 1905.
(Here insert name of child) by intermarriage
Name of Father: Seigel M. Douglas, a citizen of the Choctaw Nation.
Name of Mother: Sabrey G. Douglas, a citizen of the Choctaw by intermarriage Nation.
Tribal enrollment of father: Choctaw by intermarriage. Tribal enrollment of mother: intermarriage.
Postoffice: Ardmore, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, Sabrey G. Douglas, on oath state that I am 24 years of age and a citizen by intermarriage of the Choctaw Nation; that I am the lawful wife of Seigel M. Douglas, who is a citizen, by intermarriage of the Choctaw Nation; that a female child was born to me 14 day of June, 1905; that said child has been named Buelah Lillian Douglas and was living March 4, 1906.

(Signed) Sabrey G. Douglas

WITNESSES TO MARK:
(SEAL)

[Must be Two Witnesses]

Subscribed and sworn to before me this 18th day of July, 1906.

(Signed) Garrie Thurmond

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, Risdon D. Moore, a Physician, on oath state that I examined Sabrey G. Douglas, wife of Seigel M. Douglas, on the 14 day of June, 1905; that there was born to her on said date a female child; that said child was living March 4, 1906, and is said to have been named Buelah Lillian Douglas.

(Signed) Risdon D. Moore M. D.

WITNESSES TO MARK:

[Must be Two Witnesses]
(SEAL)

Subscribed and sworn to before me this 18th day of July, 1906.

(Signed) Garrie Thurmond

Notary Public.

W-139
23-1110.

D-13

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the petition for the enrollment of
Sabra Gertrude Douglas et al. as citizens of the Choctaw Nation.

D E C I S I O N.

Under the regulations adopted by the Commissioner to the Five Civilized Tribes January 2, 1906, there was filed on February 4, 1906, by Cabell & Isen, attorneys at law, Ardmore, Indian Territory, a petition praying for the enrollment of Sabra Gertrude Douglas as a citizen by intermarriage of the Choctaw Nation and for the enrollment of her minor children Jessie Douglas, Marvin Paul Douglas and Beulah Lillian Douglas as citizens of said nation.

July 23, 1906, written application was made to the Commissioner to the Five Civilized Tribes for the enrollment of the petitioners, Jessie Douglas, Marvin Paul Douglas and Beulah Lillian Douglas as citizens of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It does not appear from the records in the possession of this office that any formal application has ever been made for the enrollment of Sabra Gertrude Douglas as a citizen by intermarriage of the Choctaw Nation prior to December 1, 1906.

The petitioner, Sabra Gertrude Douglas, who is a white woman, claims her right to enrollment as a citizen by intermarriage of the Choctaw Nation by virtue of her marriage to Seigel McClellan Douglas a recognized and enrolled citizen by intermarriage of the Choctaw Nation, whose name appears opposite number 1359 upon the final roll of citizens by intermarriage of said nation approved by the Secretary of the Interior March 14, 1906, and the minor applicants claim their right to enrollment as citizens of said nation by reason of being the children of Sabra Gertrude Douglas and Seigel McClellan Douglas, above mentioned.

I am of the opinion that inasmuch as the Department has held in the case of Emma McMenamin (I.T.D. 11582-1904), that no person is entitled to enrollment as a citizen by intermarriage by virtue of having married an intermarried citizen, it is immaterial to determine whether or not any application of any nature whatsoever has ever been made for the enrollment of Sabra Gertrude Douglas as a citizen by intermarriage of the Choctaw Nation, and that the petition for her enrollment as such should be denied, under the provisions of the Act of Congress approved June 28, 1896 (30 Stats., 295) and it is so ordered.

I am of the opinion that the applicants Jessie Douglas, Marvin Paul Douglas and Beulah Lillian Douglas are not entitled to

enrollment as citizens of the Choctaw Nation and that the petition and application for their enrollment as such should be denied, under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), as amended by the Act of Congress approved June 21, 1906 (Public No. 255), and it is so ordered.



Commissioner.

Muskogee, Indian Territory,

NOV 30 1906

W-139
23-1110

COPY.

Muskogee, Indian Territory, December 5, 1906.

Sabra Gertrude Douglas,

Ardmore, Indian Territory.

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered November 30, 1906, denying the petition for your enrollment as a citizen by intermarriage of the Choctaw nation, and the application and petition for the enrollment of Jessie Douglas, Marvin Paul Douglas and Beulah Lillian Douglas, as citizens of said nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Signed,

Wm. O. Dorr

Registered.

Acting Commissioner.

Incl. W-139
23-1110

W-139
23-1110

COPY.

Muskogee, Indian Territory, December 6, 1906.

Cabell & Dean,
Attorneys at Law,
Armore, Indian Territory.

Gentlemen:

Inclosed here with you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered November 30, 1906, denying the petition for the enrollment of Sabra Gertrude Douglas as a citizen by intermarriage of the Choctaw Nation, and the application and petition for the enrollment of Jessie Douglas, Varvin Paul Douglas and Beniah Billian Douglas, as citizens of said Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

Wm. O. Boat

Acting Commissioner.

Registered.

Incl. W-139
23-1110.

W-139

23-1110

COPY

Muskogee, Indian Territory, December 5, 1906.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Wive Civilized Tribes, rendered November 30, 1906, denying the petition for the enrollment of Sabra Gertrude Douglas as a citizen by intermarriage of the Choctaw Nation, and the application and petition for the enrollment of Jessie Douglas, Marvin Paul Douglas and Beulah Lillian Douglas as citizens of said nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final action of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED Wm. O. Beall

Acting Commissioner.

Incl. W-139.
23-1110.

COPY

Muskogee, Indian Territory, December 3, 1906.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the petition for the enrollment of Sabra Gertrude Douglas as a citizen by intermarriage of the Choctaw Nation, and the application and petition for the enrollment of Jessie Douglas Marvin Paul Douglas and Beulah Lillian Douglas as citizens of said nation, including the decision of the Commissioner to the Five Civilized Tribes, dated November 30, 1906, denying said petitions and application.

Respectfully,

SIGNED *Wm. O. Bee*

Acting Commissioner.

Incl. V-139

23-1110

Through the Indian Affairs,
Commissioner of Indian Affairs

J.P.

DEPARTMENT OF THE INTERIOR,

WASHINGTON.

FILE.

D.C.

11791-1907.

I.T.D.

24134-1906.

February 28, 1907.

2984, 3192, 3190, 3194, 3196-1907.

3212, 3318, 4584, 4586, 4610-

4630, 4634, 4638, 4644, 4672-

4690-

188

DIRECT.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following Cherokee citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letter submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of case

Date of your
letter of transmittal.

Shelley McNamee.

June 21, 1906.

Sabra Gertrude Douglas.

December 6, 1906.

Willis R. McFarland, et al.,

November 18, 1906.

Emma Yarbrough McBride.

November 18, 1906.

Edna Pettijohn, et al.,

November 12, 1906.

Jesse McCurry, et al.,

November 12, 1906.

Marvin McGuire,

November 12, 1906.

Charley Vail, et al.,

November 6, 1906.

Arthur Jamison, et al.,

July 28, 1906.

Theodore Roosevelt Plato.

December 20, 1906.

Charley Scott and Bertha Wyck. (Freedmen)

October 10, 1906.

Mattie Ogan Bateman.

January 25, 1907.

Gragie and Jacob Davis.

January 25, 1907.

R.L. Grimes, et al.,

January 25, 1907.

Waverly (Wally) Tyler,

(Freedman)

January 25, 1907.

David and Emma Gardner.

January 18, 1907.

Laura R. Phibus, et al.,

January 25, 1907.

-2-

A copy heresof and all the papers in the above mentioned cases
have been sent to the Indian Office.

Respectfully,

James H. Wilson,

Assistant Secretary.

17 inc. and
16 for Ind. Of.

AFMc
1-27-07

Land.
107132-1906.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

(COPY)

February 11, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to transmit herewith a communication from the Acting Commissioner to the Five Civilized Tribes, dated December 5, 1906, enclosing record of proceedings in the matter of the petition for the enrollment of Sabra Gertrude Douglas as a citizen by intermarriage of the Choctaw Nation, and the application and petition for the enrollment of Jessie Douglas, Marvin Paul Douglas, and Beulah Lillian Douglas, as citizens of the Choctaw Nation, together with the decision of the Commissioner to the Five Civilized Tribes, dated November 30, 1906, denying the petition of the applicants.

It appears from the record of this case that one Siegel McClellan Douglas, a white man, on September 5, 1898, married a Choctaw Indian woman by the name of Nellie Stewart, who was a recognized citizen of the Choctaw Nation; that a few months thereafter Nellie Stewart Douglas died; that by virtue of his marriage with Nellie Stewart, Siegel McClellan Douglas became a citizen of the Choctaw Nation by intermarriage, has been duly enrolled as such and has taken his allotment and shared in the distribution of the moneys of the Choctaw Nation; that after the death of his first wife, Siegel M. Douglas, on March 4, 1900,

married the applicant herein, Sabra Gertrude Lee, a white woman, and that there has been born to this marriage the three minor applicants, Jessie Douglas, Marvin Paul Douglas, and Beulah Lillian Douglas.

Sabra Gertrude Douglas bases her right to enrollment on the fact of her marriage to a person enrolled as an intermarried citizen of the Choctaw Nation. The rights of the minor applicants are based entirely on the fact of being the children of an intermarried citizen of the Choctaw Nation.

In view of the decision in the case of Emma McMenamin (I.S.D. 21582-1904), where it is held that no person is entitled to enrollment as citizen by intermarriage by reason of having been married to an intermarried citizen, the Office is of the opinion that the decision of the Commissioner, denying the application for the enrollment of Sabra Gertrude Douglas, is correct. The minor applicants, Jessie Douglas, Marvin Paul Douglas, and Beulah Lillian Douglas, being the children of parents with no Indian blood, under the provisions of the Act of Congress approved June 21, 1906 (34 Stat. 55), ~~they are not entitled to enrollment as citizens of the Choctaw Nation.~~ See also Department letter of July 10, 1906, in William J. Bacon case.

The Office, therefore, respectfully recommends that the decision of the Commissioner to the Five Civilized Tribes, denying enrollment of the applicants herein, be affirmed.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

W-139

83-1110

Muskegee, Indian Territory, March 22, 1907.

Sabra Gertrude Douglas,

Ardmore, Indian Territory.

Dear Madam:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of December 5, 1906, denying the petition for your enrollment as a citizen by intermarriage of the Choctaw Nation, and the application and petition for the enrollment of Jessie Douglas, Marvin Paul Douglas and Beulah Lillian Douglas as citizens of said nation.

Respectfully,

Commissioner.

W-139

23-1110

Waskages, Indian Territory, March 23, 1907.

Cabell & Dean,

Attorneys at Law,

Armstrong, Indian Territory.

Gentlemen:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of December 6, 1906, denying the petition for the enrollment of Sabra Gertrude Douglas as a citizen by intermarriage, and the application and petition for the enrollment of Jessie Douglas, Marvin Paul Douglas and Neulah Lillian Douglas as citizens of the Chectaw Nation.

Respectfully,

Commissioner.

W-139

23-1110

Muskogee, Indian Territory, March 22, 1907.

Hansfield, McMurray & Gornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of December 6, 1906, denying the petition for the enrollment of Sabra Gertrude Douglas as a citizen by intermarriage and the application and petition for the enrollment of Jessie Douglas, Marvin Paul Douglas and Henlah Lillian Douglas as citizens, of the Choctaw Nation.

Respectfully,

Commissioner.

for Enrollment of

Jessie Daigles
Marrin Paul "
Devent, Lillian "

as Citizen of the CHOCTAW NATION.

Act of Congress Approved April 26, 1906.

DECISION RENDERED

1906

COPIES FORWARDED
ATTORNEY GENERAL

1906

ACTION APPROVED BY
SECRETARY OF INTERIOR.

NOTICE OF DEPARTMENTAL ACTION

FORWARD

RECEIVED FOR

AND CHIEF

OF

MAR 21 1907

FORWARDED BY CHIEF FOR APPLICANT.

Choctaw Minor 1111

Rachel Dyer

M 1111

1111

MINOR
CHOCTAW
ENROLLMENT

RACHEL DYER

As Citizen of the
CHOCTAW NATION

Act of Congress

Approved April 26, 1906

1111

NEW BORN
1906

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Rachel Nye

as a citizen of

Choctaw Nation.

Approved..... 1906

Commissioner.

Born Dec. 19, 1905

ACT OF CONGRESS APPROVED APRIL 26, 1906

DEPARTMENT OF THE INTERIOR

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

FILED MAY 11 1906

(Stamped) Tams Bixby

Commissioner.

CHOCTAWN RECEIVED MAY 5 1906

4564

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the..... Choctaw Nation,
of Rachel Dyer born on the 19th day of December 1905.
[Here insert name of child]
Name of Father: Thomas B. Dyer a citizen of the..... Choctaw Nation.
Name of Mother: Mary Dyer a citizen of the..... Choctaw Nation.
Roll No. 1024 Roll No. 1023
Tribal enrollment of father intermarried Tribal enrollment of mother intermarried,
Postoffice Quintan, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Western District. }

I, Mary Dyer on oath state that I am 27
years of age and a citizen by intermarriage of the..... Choctaw Nation;
that I am the lawful wife of Thomas B. Dyer who is a citizen, by
intermarriage, of the..... Choctaw Nation; that a female child was
[Male or Female]
born to me on 19th day of December 1905; that said child has been named
Rachel Dyer and was living March 4, 1906.

(Signed) Mary Dyer

WITNESSES TO MARK:

[Must be Two
Witnesses] {

Subscribed and sworn to before me this 4th day of May 1906.

My commission expires
Apr. 27th. 1907.

(Signed) Guy A. Curry (SEAL)
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Western District. }

I, J. O. Briscoe a physician on oath state that I
attended on Mrs. Mary Dyer wife of Thomas B. Dyer
on the 19th day of December 1905; that there was born to her on said date a female
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named Rachel Dyer.

(Signed) J. O. Briscoe M. D.

WITNESSES TO MARK:

[Must be Two
Witnesses] {

Subscribed and sworn to before me this 4th day of May 1906.

My commission expires
Apr. 27th. 1907

(Signed) Guy A. Curry (SEAL)
Notary Public.

23-1111.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

-10:-

In the matter of the application for the enrollment of
Rachel Dyer as a citizen of the Choctaw Nation.

-: D E C I S I O N :-

It appears from the record herein that on May 8, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Rachel Dyer as a citizen of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records of this office that the applicant, Rachel Dyer, was born December 19, 1908 and is the daughter of Mary Dyer and Thomas D. Dyer, whose names appear opposite Nos. 1023 and 1024, respectively on the final roll of citizens by intermarriage of the Choctaw Nation approved by the Secretary of the Interior October 21, 1904.

I am of the opinion that the applicant, Rachel Dyer, is not entitled to enrollment as a citizen of the Choctaw Nation and that the application for her enrollment as such should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137) as amended by the Act of Congress approved June 21, 1906 (Public No. 255) and it is so ordered.


Commissioner.

Muskogee, Indian Territory.

DEC 20 1906

23-1111

COPY.

Muskogee, Indian Territory, December 20, 1906.

Thomas D. Dyer,

Quinton, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 20, 1906, denying the application for the enrollment of Rachel Dyer as a citizen of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Wm. O. Beall*

Acting Commissioner.

Incl. 23-1111

Registered.

23-1111

COPY.

Waskogee, Indian Territory, December 20, 1906.

Mansfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 20, 1906, denying the application for the enrollment of Rachel Dyer as a citizen of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Wm. O. Beall*

Acting Commissioner.

Incl. 23-1111.

COPY.

Muskogee, Indian Territory, December 20, 1906.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Rachel Dyer as a citizen of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated December 20, 1906, denying said application.

Respectfully,

SIGNED *Wm. C. Beall*

ACTING Commissioner.

8 Incl.

Through the
Commissioner of Indian Affairs.

J.P.

DEPARTMENT OF THE INTERIOR,

WASHINGTON.

S.P.

D.C. 12432-1907.
 L.T.D. 2752, 3440, 3626, 3688, 3690-1907.
 3892, 3696, 3704, 3708, 3710-
 3776, 3782, 3784, 3786, 3800-
 3802, 3804, 3820, 3824, 3842-
 3848, 3854, 3886, 3888, 3890-1907.
 3918, 3920, 3944, 3958, 3962-
 3964, 3968-

March 2, 1907.

SRS

DIRECT.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed.

Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.

Date of your letter of transmittal.

John W. Betts, et al.		June 19, 1906.
Rachel Dyer,		December 20, 1906.
Mary M. Price,	(intermarriage)	February 14, 1907.
Ella Horn, et al.	(freedmen)	February 14, 1907.
James E. Mahardy	(freedman)	February 14, 1907.
Andy Cotton,	(freedman)	February 14, 1907.
Oscar L. Stone,	(intermarriage)	February 14, 1907.
Archie Newton, et al.	(freedmen)	February 14, 1907.
Charlotta McCurtain.	(intermarriage)	February 14, 1907.
Gleddie Phillips		February 14, 1907.
Basanahelt Butler,	(freedman)	February 11, 1907.
Lewis Bird Springs,	(freedman)	February 9, 1907.
Rutha Green,	(freedman)	February 11, 1907.

Title of case.

Date of your
letter of transmittal.

Sam Stewart (freedman)	February 11, 1907.
John Freeman, et al. (freedman)	January 25, 1907.
Myree Dangerfield, et al. (freedman)	January 26, 1907.
Linda Harlan (freedman)	February 11, 1907.
Frieda Lucas, et al. (Miss. Chas.)	February 12, 1907.
Ines Crank, et al. (Miss. Chas.)	February 12, 1907.
Maggie Cotton (freedman)	February 8, 1907.
William F. Cook (Miss. Chas.)	February 21, 1907.
Wavary Columbus Hunter, et al. (Miss. Chas.)	February 12, 1907.
Augustus Anderson, (freedman)	February 13, 1907.
Albert Wilson, et al. (freedman)	February 13, 1907.
David Byer	February 13, 1907.
Martin J. Moore, et al.	December 22, 1906.
Hill Daniels, et al. (freedman)	February 14, 1907.
Malvina King, et al.	January 29, 1907.
Levi Cornish, et al. (Miss. Chas.)	February 12, 1907.
John Roberts	January 25, 1907.
Joe P. Hunter (Miss. Chas.)	February 12, 1907.
Florence L. Roberts (Miss. Chas.)	February 12, 1907.

A copy hereof and the papers in the above mentioned

cases have been sent to the Indian Office.

Respectfully,

James H. Wilson,

Assistant Secretary.

25 inc. ind.
24 to ind. cr.

11-57

(COPY)

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,

Land.
111939-1906

WASHINGTON.

February 14, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from the Acting Commissioner to the Five Civilized Tribes, dated December 20, 1906, transmitting the record relative to the application of Rachel Dyer for enrollment as a citizen of the Choctaw Nation, together with the Commissioner's decision of December 20 last denying the application.

The record shows that the applicant was born on December 19, 1905, and that she is the daughter of Mary Dyer and Thomas Dyer, who are enrolled at No. 1023 and No. 1024 respectively of the approved rolls of citizens by intermarriage of the Choctaw Nation.

Under the provisions of the Act of June 21, 1906 (34 Stat. L., 325), and the Department's holding of July 10 last I. F. D. 2548, in the William Jesse Bacon case, the applicants is not entitled to enrollment, and the approval of the Commissioner's adverse decision is recommended.

Very respectfully,

G. F. Larrabee,

Acting Commissioner.

SAW-GH

83-1111

Muskogee, Indian Territory, April 4, 1907.

Thomas D. Dyer,

Quinton, Indian Territory.

Dear Sir:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of December 20, 1906, denying the application for the enrollment of Rachel Dyer as a citizen of the Choctaw Nation.

Respectfully,

Sep. D. Rodgers,

Acting Commissioner.

22-1111

Muskogee, Indian Territory, April 4, 1907.

Mansfield, McMurray & Cornish,
Attorneys For Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 2, 1907, the Secretary of the Interior affirmed the decision of this office of December 20, 1906, denying the application for the enrollment of Rachel Byer as a citizen of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.
Acting Commissioner.

**MINOR
Application**

No. 1

for Enrollment of

Rachel Dyer

**as Citizen of the
CHOCTAW NATION.**

Act of Congress Approved April 26, 1906.

**ACTION APPROVED BY
SECRETARY OF INTERIOR** MAR 2 - 1907

NOTICE (EE DEPARTMENTAL ACTION
FOR THE ATTORNEYS FOR CHOCTAW
AND CHICKASAW NATIONS.

APR 4 1907

NOTICE OF DEPARTMENTAL
ACTION MAILED APPLICANT.

APR 1907

Choctaw Minor 1112

Alta Marchie Denney

Moses Tilford Denney

M 1112

NEW BORN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

..... Moses Tilford Denney
as a citizen of
CHOCTAW Nation.

Approved..... 190...

.....
Commissioner.

Born Oct. 12 1905

ACT OF CONGRESS APPROVED APRIL 26 1906

DEPARTMENT OF THE INTERIOR

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

F I L E D JUL 23 1906

(Stamped) Tams Bixby Commissioner.

CHOCTAW RECEIVED JUL 9 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Moses Tilford Denney, born on the 12th day of October, 1905.
[Here insert name of child]
Name of Father: James P. Denney, a citizen of the U. S. Nation.
Name of Mother: Ida Denney, a citizen of the Choctaw Nation by intermarriage.
Tribal enrollment of father: None. Tribal enrollment of mother: Choctaw.
Postoffice: Purcell I T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

Southern District. }

I, Ida Denney, on oath state that I am 35 years of age and a citizen by intermarriage of the Choctaw Nation; that I am the lawful wife of James P Denney, who is a citizen, by birth, of the U. S. Nation; that a Male child was born to me on the 12th day of October, 1905; that said child has been named Moses Tilford Denney and was living March 4, 1906.

(Signed) Ida Denney

WITNESSES TO MARK:

[Must be Two
Witnesses
(SEAL)]

Subscribed and sworn to before me this 6th day of July, 1906.

(Signed) Gao M. Miller

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

Southern District. }

I, W. R. Threlkeld M. D., a physician, on oath state that I attended on Mrs. Ida Denney, wife of James P. Denney, on the 12th day of October, 1905; that there was born to her on said date a Male child; that said child was living March 4, 1906, and is said to have been named Moses Tilford Denney.

(Signed) W. R. Threlkeld M. D.

WITNESSES TO MARK:

(SEAL)

[Must be Two
Witnesses]

Subscribed and sworn to before me this Seventh day of July, 1906.

(Signed) W. Hugh Twinn

Notary Public.

NEW BORN

190

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

.....Alta Marchie Denney.....

as a citizen of

CHOCTAW

..... Nation.

Approved..... 190...

.....
Commissioner.

Born April 17 1903

ACT OF CONGRESS APPROVED APRIL 26 1906

DEPARTMENT OF THE INTERIOR

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

F I L E D JUL 23 1906

(Stamped) Tams Bixby

Commissioner.

CHOCTAW RECEIVED JUL 9 1906



DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Choctaw.....Nation,
of ... Alta Marchie Denney..... born on the 17th day of ... April..... 1903
[Here insert name of child]
Name of Father: James P Denney..... a citizen of the ... Choctaw by Nation.
Name of Mother: Ida Denney..... a citizen of the Nation.
Tribal enrollment of father: None..... Tribal enrollment of mother: Choctaw.....
Postoffice: Purcell, I T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
... Southern..... District. }

I, Ida Denney....., on oath state that I am..... 35.....
years of age and a citizen..... of the..... Choctaw..... Nation;
that I am the lawful wife of..... James P. Denney....., who is a citizen, by
... birth..... of the..... U. S. a..... Nation; that a .. female..... child was
(Male or Female)
born to me on.. the 17th..... day of..... April..... 1903.; that said child has been named
... Alta Marchie Denney..... and was living March 4, 1906.

(Signed) Ida Denney.....

WITNESSES TO MARK:

(SEAL) {
[Must be Two Witnesses] {

Subscribed and sworn to before me this..... 6th..... day of..... July..... 1906.

(Signed) Geo. M. Miller.....
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
... Southern..... District. }

I, S. M. Richey....., a..... physician....., on oath state that I
attended on Mrs. Ida Denney....., wife of..... James P. Denney.....
on the 17th..... day of..... April..... 1903; that there was born to her on said date female.....
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named. Alta Marchie Denney.....

(Signed) S. M. Richey M. D.

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this..... Seventh..... day of..... July..... 1906.

(Signed) W. Hugh Twinen.....
Notary Public.

23-1112.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Alta Marchie Denney and Moses Tilford Denney as citizens of the
Choctaw Nation.

DECISION.

It appears from the record herein that on July 9, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Alta Marchie Denney and Moses Tilford Denney as citizens of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records of this office that the applicants Alta Marchie Denney and Moses Tilford Denney were born April 17, 1903 and October 12, 1905, respectively, and are the children of Ida Denney whose name appears opposite number 1398 upon the final roll of citizens by intermarriage of the Choctaw Nation, approved by the Secretary of the Interior June 12, 1906, and James P. Denney a non citizen and non applicant either for enrollment as a citizen of the Choctaw Nation or for identification as a Mississippi Choctaw.

I am of the opinion that the applicants Alta Marchie Denney and Moses Tilford Denney are not entitled to enrollment as citizens of the Choctaw Nation and that the application for their enrollment as such should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), as amended by the Act of Congress approved June 21, 1906 (Public No. 258), and it is so ordered.



Commissioner.

Muskogee, Indian Territory,

DEC 20 1906

23-1112

copy.

Muskogee, Indian Territory, December 20, 1906.

James P. Denney,

Percell, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 20, 1906, denying the application for the enrollment of Alta Marchie Denney and Moses Tilford Denney as citizens of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Wm. O. Beall*
Acting Commissioner.

Registered.

Incl. 23-1112.

23-1112

COPY.

Muskogee, Indian Territory, December 20, 1906.

Mansfield, McMurray & Gernish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 20, 1906, denying the application for the enrollment of Alta Marchie Denney and Moses Tilford Denney as citizens of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Wm. O. Beall*
ACTING Commissioner.

Incl. 23-1112.

COPY.

Muskogee, Indian Territory, December 20, 1906.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Alta Marchie Denney and Moses Tilford Denney as citizens of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated December 20, 1906, denying said application.

Respectfully,

SIGNED

Wm. O. Beall

ACTING Commissioner.

Incl. 23-2112

Through the
Commissioner of Indian Affairs.

D.O. 11804

F.L.M.
O.E.

L.R.S.
L.T.D. 4504-1907.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

February 26, 1907.

Direct.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

December 20, 1906, you transmitted the record in the matter of the application for the enrollment of Alta Marchie Denney and Moses Tilford Denney, as citizens of the Choctaw Nation, together with your decision of the same date, denying said application.

Reporting February 20, 1907, (Land 112316-1906), the Indian Office concurs in your decision. A copy of its letter is enclosed.

Your decision is hereby affirmed.

The papers in the case and a carbon copy hereof have been sent to the Indian Office.

Respectfully,

Assistant Secretary.

1 inc. and 2 inc.
for Ind. Of.

AYMc
2-27-07

D.C. 11804

LAND
112316-1906

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,

COPY

WASHINGTON:

February 20, 1907

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of Alta Marchie Denney and Moses Tilford Denney, as citizen of the Choctaw Nation, including decision of the Commissioner to the Five Civilized Tribes, dated December 20, 1906, adverse to the applicants.

The record shows that on July 19, 1906 application was made to the Commissioner to the Five Civilized Tribes for the enrollment of the applicants herein as citizens of the Choctaw Nation. The record further shows that Alta Marchie Denney and Moses Tilford Denney, were born April 17, 1903, and October 12, 1905, respectively and are the children of Ida Denney, whose name appears on the final roll of citizens by intermarriage of the Choctaw Nation, approved June 12, 1906, and ~~James M. Denney, a son of~~

By reason of the provisions of the Act of Congress approved April 26, 1906, (34 Stat.L.137) as amended by the Act of June 21, 1906, (34 Stat.L., 325), and following the decision of the Department of July 10, 1906, (I.T.D.2548), in the William

--2--

Jesse Bacon case, the Office concurs in the decision of the Commissioner to the Five Civilized Tribes denying the enrollment of these applicants as citizens of the Choctaw Nation.

Very respectfully,

C. F. Larrabee
Acting Commissioner.

EBM-LC.

23-1112

Waskogee, Indian Territory, April 17, 1907.

James P. Denney,

Purcell, Indian Territory.

Dear Sir:

You are hereby advised that on February 20, 1907, the Secretary of the Interior affirmed the decision of this office of December 20, 1906, denying the application for the enrollment of Alta Warshie Denney and Moses Tilford Denney as citizens of the Choctaw Nation.

Respectfully,

Commissioner.

23-1112

Muskogee, Indian Territory, April 17, 1907.

Hansfield, McMurry & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of December 20, 1906, denying the application for the enrollment of Alta Marahie Denney and Moses Telford Denney as citizens of the Choctaw Nation.

Respectfully,

D.C. 11804

K.L.M.
O.K.

L.R.S.
M.T.D. 4804-1907.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

February 26, 1907.

Direct.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

December 20, 1906, you transmitted the record in the matter of the application for the enrollment of Alta Marchie Denney and Moses Tilford Denney, as citizens of the Choctaw Nation, together with your decision of the same date, denying said application.

Reporting February 20, 1907, (Land 112514-1906), the Indian Office concurs in your decision. A copy of its letter is enclosed.

Your decision is hereby affirmed.

The papers in the case and a carbon copy hereof have been sent to the Indian Office.

Respectfully,

Jesse E. Wilson,
Assistant Secretary.

1 inc. and 2 inc.
for Ind. Of.

APB
2-27-07

for Enrollment of

Alto Mariche Denny

Moses Tilford

**as Citizen of the
CHOCTAW NATION.**

Act of Congress Approved April 26, 1906.

ACTION APPROVED BY
SECRETARY OF THE INTERIOR.

APR 17 1907

NOTICE OF FINAL ACTION
FORWARD FOR CHOCTAW
AND CHICKSAW NATIONS.

APR 17 1907

NOT DEPARTMENT
ACTION MAILED

APR 17 1907

Choctaw Minor 1113

Clarence Vails

M 1113

1113

MINOR
CHOCTAW
ENROLLMENT
CLARENCE VAILS
As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26, 1906

DECLINE TO RECEIVE

FEB 7 1907

COPY OF DECISION FORWARDED

APPLICANT

FEB 7 1907

Copy of Decision Forwarded

Attorneys for Choctaw and

Chickasaw Nations.

FEB 7 1907

RECORD FORWARDED DEPARTMENT

FEB 7 1907

ACTION APPROVED BY

SECRETARY OF INTERIOR

MAR 4 1907

Notice of Departmental Action

Forwarded Attorneys for Choctaw

and Chickasaw Nations.

APR 15 1907

Notice of Departmental

Action mailed applicant

APR 15 1907

1113

23-1118

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 20, 1900.

..... Clarence Vail

as a citizen of

..... Choctaw Nation.

Approved..... 190...

.....
Commissioner.

Born Nov. 18, 1904,

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN AN APPLICATION FOR ENROLLMENT as a citizen of the Choctaw Nation,
 of Clarence Vails born on the 18th day of November, 1904
 (Here insert name of child)
 Name of Father: C. C. Vails a citizen of the Choctaw Nation, by intermarriage
 Name of Mother: Bertha Vails a citizen of the Non Citizen Nation.
 Tribal enrollment of father: None Tribal enrollment of mother: None
 Postoffice: Durant I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Central District.

I, Bertha Vails, on oath state that I am 19
 years of age and a citizen by Non Citizen, of the Choctaw Nation;
 that I am the lawful wife of C. C. Vails, who is a citizen, by
intermarriage through his father James Vails of the Choctaw Nation; that a male child was
 (Male or Female)
 born to me on 18th day of November, 1904; that said child has been named
Clarence Vails and was living March 4, 1906.

Bertha Vails

WITNESSES TO MARK:

[Must be Two
Witnesses]

SEAL

Subscribed and sworn to before me this 29th day of May, 1906.Charles A. Phillips

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Central District.

I, W. Q. Shannon, a M.D., on oath state that I
 attended on Mrs. Bertha Vails, wife of C. C. Vails
 on the 18th day of November, 1904; that there was born to her on said date a male
 (Male or Female)
 child; that said child was living March 4, 1906, and is said to have been named Clarence
Vails.

W. Q. Shannon M.D.

WITNESSES TO MARK:

[Must be Two
Witnesses]

SEAL

Subscribed and sworn to before me this 29th day of May, 1906.Charles A. Phillips

Notary Public.

DEPARTMENT OF THE INTERIOR.
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Durant, Indian Territory, January 20, 1907.

In the matter of the application for the enrollment of
Johny Vails (23-884), Willie Roberts and Bonnie Roberts (20-1261)
and Clarence Vails (23-1113)

John F. Vails, being first duly sworn and examined, testifies
as follows:

ON BEHALF OF THE COMMISSIONER:

- Q What is your name? A John F. Vails.
Q How old are you? A I am fifty-nine.
Q What is your postoffice address? A Pirtle.
Q What is the name of your father? A William Vails.
Q What is the name of your mother? A Rebecca Vails.
Q Have either your father or mother ever claimed rights as a
citizen of either the Choctaw or Chickasaw Nations? A No, sir,
they have been dead for years.
Q Have you any brothers? A I have had.
Q What were their names? A James C. Vails. That was the only
brother I ever had.
Q Is James C. Vails now dead? A Yes, sir.
Q When did he die? A He died in July, 1900.
Q Was he ever married? A Yes, sir.
Q What was the name of his wife? A His first wife was Jineay
Gilbert.
Q What was the name of his latter wife? A Her name was
Robinson, but went by the name of Hunter.
Q What was her first name? A Mary.
Q Do you know the name of the father or mother of this Mary
Vails, the wife of your brother? A I know the father, Abbey
Robinson.
Q Do you know whether her parents ever claimed right to either
the Choctaw or Chickasaw Nations? A Yes, sir, he was inter-
married.
Q Was her mother a citizen of either the Choctaw or Chickasaw
Nations? A No, sir. The way I understood it his first wife
was a white woman and she died and he married a Choctaw woman
in the seventies or before, right after the war. He had this
Mary by his first wife, who was a white woman.
Q Then neither the father or mother of this Mary Vails was a
citizen by blood of the Choctaw or Chickasaw Nations? A No,
sir, both white.
Q Did James C. Vails and his wife, Mary Vails have any children?
A Yes, sir, they had three.
Q What were their names? A Ellen, Columbus C, and Johny.
Q Your brother, James C. Vails never claimed citizenship to the
Choctaw or Chickasaw Nations did he? A Yes, sir, he claimed
rights through his first wife, who was a Gilbert.
Q Is Johny Vails now living? A Yes, sir.
Q Do you know the postoffice address of Mary Vails? A Yes, sir,
Durant.
Q Has Mary Vails ever married since the death of James C. Vails?
A Yes, sir.
Q What was the name of her second husband? A James Roberts.
Q Was James Roberts a citizen of the Choctaw or Chickasaw Nations?
A No, sir, he was a white man.
Q Did Mary Roberts have any children by this husband, James
Roberts? A Yes, sir, two.
Q What are their names? A Bonnie and Willie.
Q Are these children still living? A Yes, sir, I saw them both
last Saturday.

Vails.

- 2 -

- Q You stated that Mary Vails and James C. Vails had a child by the name of Christopher C. Vails? A Yes, sir.
- Q How old is this Christopher C. Vails? A He is twenty-two or twenty-three years old.
- Q Was Christopher C. Vails ever married? A Yes, sir.
- Q What is the name of his wife? A I don't know; I never saw her until after they was married. He was married in Texas.
- Q You don't know her first name? A Her first name was Bertha.
- Q Bertha Vails was a States woman was she? A Yes, sir.
- Q And she lived in the state of Texas? A Yes, sir.
- Q Did this Christopher C. Vails and Bertha Vails have any children? A Yes, sir, they have got two.
- Q What are their names? A Nora, and the youngest one is Clarence.
- Q Do you know if this Bertha Vails claims any rights as a citizen of either the Choctaw or Chickasaw Nations? A No, sir, I don't.
- Q You know it to be a fact then that Christopher C. Vails is not a citizen by blood of either the Choctaw or Chickasaw Nations? A Yes, sir.

(Witness excused)

I, Fay E. Blackert, stenographer to the Commissioner to the Five Civilized Tribes, upon oath, state that I reported the proceedings in the above and foregoing case and that the same is a true and correct transcript of my stenographic notes taken therein.

Fay E. Blackert

Subscribed and sworn to before me this 20th day of January, 1907.

Richard Shanafelt
Notary Public.

23-1113
D.C.L.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Clarence Vails as a citizen of the Choctaw Nation.

DECISION.

It appears from the record herein that on May 31, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Clarence Vails as a citizen of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein that the applicant was born November 18, 1904, and is the son of Bertha Vails, a non citizen and C. C. Vails, an alleged citizen by inter-marriage of the Choctaw Nation.

It does not appear from the records of this office that either of the parents of the applicant have been enrolled as a member of the Choctaw Tribe or had an application for enrollment pending on April 26, 1906, nor does it appear that any application of any nature whatsoever had been made for the enrollment of the applicant as a citizen of the Choctaw Nation prior to the receipt of the proof of birth filed May 31, 1906.

Section Two of the Act of Congress approved April 26, 1906 (34 Stats., 137), provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof....."

I am of the opinion that under the above provision of law, I am without authority to receive or consider or make any record of any application for the enrollment of the applicant, Clarence Vails, as a citizen of the Choctaw nation and that I should decline to receive or consider the same, and it is so ordered.

Muskogee, Indian Territory,

FEB 7 1907


Commissioner.

23-1113

COPY

Muskogee, Indian Territory, February 7, 1907.

C. C. Vails,

Durant, Indian Territory.

Dear Sirs:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 7, 1907, declining to receive or consider the application for the enrollment of Clarence Vails, as a citizen of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tame Bixby*
Commissioner.

Registered.

Incl. 23-1113.

23-1113

COPY

Muskogee, Indian Territory, February 7, 1907.

Mansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered February 7, 1907, declining to receive or consider the application for the enrollment of Clarence Vails as a citizen of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision, of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tame Bixby*

Commissioner.

Incl. 23-1113

COPY

Muskogee, Indian Territory, February 7, 1907.

The Honorable,

The Secretary of the Interior

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Clarence Vails as a citizen of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated February 7, 1907, declining to receive or consider said application.

Respectfully,

SIGNED *Tame Bixby*

Commissioner.

2 Incl. 23-1113

Commissioner of Indian Affairs.

D. C. 12353-1907.

JP.
VHM.

DEPARTMENT OF THE INTERIOR,

WASHINGTON. March 4, 1907.

SIR,

I. T. D.

6124, 6146, 6152, 6158, 6170-07.
6192, 6992, 7002, 7266, 7270- "
7294, 7326, 7344, 7366, 7374- "
7376, 7380, 7392, 7404, 7410- "
7414, 7418, 7442, 7472, 7478- "
7486, 7490, 7528, 7548, 7550- "
7552, 7564, 7556, 7558, 7594- "
7652, 7654, 7666, 7678, 7680- "
7684, 7686, 7696, 7698, 7702- "
7716, 7724, 7728, 7734- "

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Chectaw enrollment cases
adverse to the applicants are hereby affirmed, viz:

Title of Case.	Date of your letter of transmittal.
Alex and Lee S. Lewis (Freedmen)	February 14, 1907.
Cora Bailey (Freedman)	February 13, 1907.
Virginia and Dave Colbert (Freedmen)	February 12, 1907.
Stella Harlow	February 12, 1907.
Jeanna Pollock, et al.	December 24, 1906.
Ulysis and Sydney Frasier (Freedmen)	February 14, 1907.
Annie and Danier Carter (Freedmen)	February 14, 1907.
Margie Hall (Freedman)	February 16, 1907.
Lavera Perry (Freedman)	February 7, 1907.
Willie and Bennie Roberts	February 6, 1907.
Clarence Vails	February 7, 1907.
Beatrice and Maudie Jeffres (Freedmen)	February 11, 1907.
L. P. Rhoades, et al.	February 14, 1907.
Almoner Pitchlynn (Freedman)	February 11, 1907.
Henry and Minnie Reed (Freedmen)	February 11, 1907.
Vivian V. and Clyde Parks	February 11, 1907.
Marvin Clifford Hanley	February 7, 1907.
Blanche M. Stark, et al.	February 20, 1907.

Title of Case.	Date of your letter of transmittal.
James H. Lay, (Intermarried)	February 6, 1907.
Hall Serna (Miss. Choc.)	February 7, 1907.
David and Mariadell Powell (Freedmen)	February 7, 1907.
Gennie Blunt (Freedman)	February 7, 1907.
Glera and Annie Berry (Freedmen)	February 21, 1907.
Robert Thompson (Freedman)	February 21, 1907.
Washington and Hester Anthony (Freedmen)	February 21, 1907.
Ann and Bennett Walzen (Freedmen)	February 21, 1907.
Doc Wilson (Freedman)	February 20, 1907.
Blanch Johnson (Freedman)	February 16, 1907.
Lavema May Everett (Miss. Choc.)	February 23, 1907.
Viola Warrior (Freedman)	February 21, 1907.
Hila Polson, et al., (Freedman)	February 21, 1907.
Edward Atkinson (Freedman)	February 21, 1907.
Allie May and Anna Williams (Freedmen)	February 21, 1907.
John Ward, et al.,	January 23, 1907.
Frank P. Morgan (Intermarried)	January 24, 1907.
Marion James Robins (Freedman)	February 21, 1907.
William C. York, et al.,	January 16, 1907.
William S. Watters, et al.,	February 23, 1907.
Charley Briggs (Freedman)	February 21, 1907.
Hattie Marie Stewart, et al.,	February 25, 1907.
Robert McCoy (Freedman)	February 18, 1907.
George Chatsman (Freedman)	February 21, 1907.
Leuca Perry (Freedman)	February 19, 1907.
John Albert Pautsky	February 20, 1907.
Nancy P. and Thuresey McLarty	February 25, 1907.
Bathes Shockley,	February 26, 1907.
Albert and Emma Pigeon (Freedmen)	February 26, 1907.
Bolling McKinney, et al., (Freedman)	February 26, 1907.

Copies of Indian Office letters submitting your reports and recommending that the decisions be approved, are inclosed.

A copy heretof and all the papers in the above-mentioned cases have been sent to the Indian Office.

Respectfully,

48 inc. and 96 for Ind. Of.
with copy heretof.

AYC,
2-6-07.

H. A. Hitchcock,

Secretary.

Refer in reply to the following.

--Copy--

DEPARTMENT OF THE INTERIOR,

OFFICE OF INDIAN AFFAIRS,

Land.

18720-1907.

D. C. 12853

WASHINGTON. March 1, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from Commissioner Dixby, dated February 7, 1907, transmitting the record relative to the application for enrollment of Clarence Vails as a citizen of the Chectaw Nation. On February 7, 1907, the Commissioner held that the applicant was not entitled to enrollment.

The decision of the Commissioner has been examined and found to be correct and its approval is recommended.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

J.P.B. -HL

25-113

Muskogee, Indian Territory, April 15, 1907.

C. S. Vaila,

Durant, Indian Territory.

Dear Sir:

You are hereby advised that on March 4, 1907, the Secretary of the Interior affirmed the decision of the Commissioner to the Five Civilized Tribes, rendered February 7, 1907, declining to receive or consider the application for the enrollment of Clarence Vaila as a citizen of the Choctaw Nation.

Respectfully,

Commissioner.

23-1113

Muskogee, Indian Territory, April 16, 1907.

Manafield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 4, 1907,
the Secretary of the Interior affirmed the decision of the
Commissioner to the Five Civilized Tribes, rendered February
7, 1907, declining to receive the application for the
enrollment of Clarence Vails as a citizen of the Choctaw
Nation.

Respectfully,

Commissioner.

7-4412

Muskegee, Indian Territory, June 16, 1906.

C. C. Vails,

Durant, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of the affidavits of
Bertha Vails and W. O. Shannon M. D., to the birth of Clarence Vails,
child of C. C. and Bertha Vails, November 18, 1904.

Respectfully,

Commissioner.

23-1118

Muskogee, Indian Territory, October 29, 1906.

C. G. Vails,

Durant, Indian Territory.

Dear Sir:

In the matter of the application for the enrollment of your child Clarence Vails you are requested to advise this office if you have ever made application for enrollment as a citizen of the Choctaw Nation, if so the time and place such application was made and the character of the same.

This matter should receive immediate attention in order that disposition may be made of the application for the enrollment of your child Clarence Vails.

Respectfully,

Commissioner.

Choctaw Minor 1114

Marvin McGuire

M 1114

1114

MINOR
CHOCTAW
ENROLLMENT
MARVIN MCGUIRE
As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26. 1906

REFUSED NOV 12 1906

COPY OF DECISION FORWARDED
APPLICANT NOV 12 1906

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations. NOV 12 1906

RECORD FORWARDED DEPARTMENT
NOV 21 1906

ACTION APPROVED BY
SECRETARY OF INTERIOR FEB 26 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations MAR 23 1907

Notice of Departmental
Action Mailed Applicant. MAR 23 1907

1114

New Bern #1114

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Marvin McGuire

as a citizen of

Choctaw Nation.

Approved..... 190...

Commissioner.

Born Feb. 12 1906

Act of Congress approved April 26, 1906

DEPARTMENT OF THE INTERIOR

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

FILED Aug 23 1906

Tams Bixby
Commissioner

Choctaw
N.B.1114

Received
Jul 25 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Chocktaw Nation,
of Marvin McGuire, born on the 12 day of February 1906
[Here insert name of child]
Name of Father: S. T. McGuire a citizen of the United States Nation.
Name of Mother: Fannie McGuire a citizen of the Chocktaw Nation.
Tribal enrollment of father: Tribal enrollment of mother:
Postoffice:

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

Southern District. }

I, Fannie McGuire ne Buckholt, on oath state that I am 29
years of age and a citizen by marriage of the Chocktaw Nation;
that I am the lawful wife of S. T. McGuire, who is a citizen, by
of the United States Nation; that a male child was
[Male or Female]
born to me on 12 day of February 1906; that said child has been named
Marvin McGuire, and was living March 4, 1906.

Fannie McGuire ne Brockholts

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 23rd day of July 1906.

Seal

Wm M. Franklin

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

Southern District. }

I, G. H. Funk, a physician, on oath state that I
attended on Fannie McGuire, wife of S. T. McGuire
on the 12 day of Febr 1906; that there was born to her on said date a male
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named Marvin McGuire.

G. H. Funk M.D.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 23rd day of July 1906.

SEAL

Wm M. Franklin

Notary Public.

23-2114.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment
of Marvin McGuire as a citizen of the Cheetaw Nation,

DECISION.

It appears from the record herein that on July 25, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Marvin McGuire as a citizen of the Cheetaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records of this office that Marvin McGuire was born February 12, 1906, and is the son of Fannie McGuire, whose name appears as Fannie Buckhelts opposite No. 1084 upon the final roll of citizens by intermarriage of the Cheetaw Nation approved by the Secretary of the Interior November 16, 1904, and S. T. McGuire, a non citizen and non applicant either for enrollment as a citizen of the Cheetaw Nation or for identification as a Mississippi Cheetaw.

I am of the opinion that the applicant, Marvin McGuire, is not entitled to enrollment as a citizen of the Cheetaw Nation and that the application for his enrollment as such should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137) as amended by the Act of Congress approved June 21, 1906 (Public No. 256) and it is so ordered.


Commissioner.

Washoe, Indian Territory,

NOV 12 1906

23-1114

COPY

Muskogee, Indian Territory, November 12, 1906.

S. T. McGuire,

Madill, Indian Territory.

Dear Sir :--

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered November 12, 1906, denying the application for the enrollment of Harvin McGuire as a citizen of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tams Dixby*
Commissioner.

Registered.

Incl. 23-1114.

23-1114

COPY

Muskogee, Indian Territory, November 12, 1906.

Mansfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen :--

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered November 12, 1906, denying the application for the enrollment of Marvin McGuire as a citizen of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tame Blaby*

Commissioner.

Incl. 23-1114.

COPY.

Muskogee, Indian Territory, November 12, 1906.

The Honorable,

The Secretary of the Interior.

Sir :--

There is transmitted herewith record or proceedings in the matter of the application for the enrollment of Marvin McGuire as a citizen of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated November 12, 1906, denying said application.

Respectfully,

SIGNED *Tamé Birby*
Commissioner.

23-1114.

Through the

Commissioner of Indian Affairs.

J.P.

DEPARTMENT OF THE INTERIOR,

WASHINGTON.

FEB.

D.O. 11791-1907.
I.F.D. 24134-1906.

2984, 3172, 3190, 3194, 3196-1907.

3212, 3316, 4584, 4586, 4619- "

4630, 4634, 4638, 4644, 4672- "

4690- "

February 26, 1907.

LBS

DIRECT.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of case.

Date of your
letter of transmittal.

Madory Lee Lane,	June 21, 1906,
Sabra Gertrude Douglas,	December 5, 1906,
Willie R. McFarland, et al.,	November 15, 1906,
Ema Yarbrough McBride,	November 12, 1906,
Edna Pettijohn, et al.,	November 12, 1906,
Jesse McCurry, et al.,	November 12, 1906,
Martin McGuire,	November 12, 1906,
Charley Vail, et al.,	November 6, 1906,
Arthur Jamison, et al.,	July 25, 1906,
Theodore Roosevelt Plato,	December 20, 1906,
Charley Scott and Bertha Byrd, (Freedmen)	October 19, 1906,
Mattie Opel Bottoms,	January 16, 1907,
Ernie and Jesse Davis,	January 29, 1907,
R. L. Crump et al.,	January 17, 1907,
Waverly (Wavly) Tyler, (Freedman)	January 28, 1907,
David and Emma Gardner,	January 16, 1907,
Laura R. Phoebe, et al.,	January 28, 1907,

42-
A copy hereof and all the papers in the above mentioned cases
have been sent to the Indian Office.

Respectfully,

John E. Wilson,

Assistant Secretary.

17 inc. and
34 to Ind. Of.

AFMc

2-27-07

(COPY)

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

Land.
100754-1906.

February 13, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from the Commissioner to the Five Civilized Tribes dated November 13, 1906, transmitting the record relative to the application of Marvin McGuire for enrollment as a citizen of the Choctaw Nation.

The record in the case shows that the applicant was born February 13, 1906, and that he is the son of Fannie McGuire, enrolled as Fannie Bookholts at No. 1045, roll of intermarried citizens of the Choctaw Nation, and E. T. McGuire, a non-citizen, not an applicant for enrollment as a citizen of the Choctaw Nation or for identification as a Mississippi Choctaw. On November 13, 1906, the Commissioner held that the applicant was not entitled to enrollment.

Under the provisions of the Act of June 11, 1906 (34 Stat. L., 325), and the Department's holding of July 10, 1906, I.T.D. 2542, in the William Jesse Bason case, the applicant is not entitled to enrollment, and the approval of the Commissioner's adverse decision is recommended.

Very respectfully,

G. F. Larrabee,
Acting Commissioner.

GAH-CH

23-1114

Waskogaw, Indian Territory, March 23, 1907.

E. T. McGuire,

Madill, Indian Territory.

Dear Sir:

You are hereby advised that on February 28, 1907, the Secretary of the Interior affirmed the decision of this office of November 12, 1906, denying the application for the enrollment of E. T. McGuire as a citizen of the Choctaw Nation.

Respectfully,

Commissioner.

23-1114

Wiskegee, Indian Territory, March 23, 1907.

Hansfield McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

you are hereby advised that on February 26, 1907, the
Secretary of the Interior affirmed the decision of this office of
November 26, 1907, denying the application for the enrollment of
Marvin McDuire as a citizen of the Choctaw Nation.

Respectfully,

Commissioner.

W7-342

Muskogee, Indian Territory, August 22, 1906.

S. T. McGuire,

Madill, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of July 25, 1906, transmitting the affidavits of Fannie McGuire nee Buckholts and G. H. Funk, to the birth of Marion McGuire, child of S. T. and Fannie McGuire, February 12, 1906.

Respectfully,

Commissioner.

Choctaw Minor 1115

Sophia C. Harris

Bettie B. Harris

M 1115

1115

MINOR
CHOCTAW

ENROLLMENT

SOPHIA C. HARRIS

BETTIE B. HARRIS

As Citizen of the
CHOCTAW NATION

Act of Congress

Approved April 26. 1906

1115

NEW BORN.

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

..... Sophia C. Harris

as a citizen of

Choctaw Nation.

Approved..... 190...

.....
Commissioner.

7- 1601

Born Sept. 8, 1902.

ACT OF CONGRESS APPROVED APRIL 26 1906

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

FILED MAY 17 1906

(Stamped) Tams Bixby
Commissioner.

CHOCTAW RECEIVED MAY 14 1906
7-1601

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the... Choctaw... Nation,
of ... Sophia G. Harris ... born on the 8th day of ... Sept ... 1902.
(Here insert name of child)
Name of Father: Cyrus L. Harris ... a citizen of the ... Choctaw ... Nation.
Name of Mother: Nettie Harria ... a citizen of the ... Non Citizen ...
Tribal enrollment of father ... Tribal enrollment of mother ...
Postoffice Soper, Ind Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Central ... District.

I, Nettie Harris, on oath state that I am 31 years of age and a citizen of Non Citizen, of the ... Nation; that I am the lawful wife of Cyrus L. Harris, who is a citizen, by Intermarriage, of the Choctaw Nation; that a female child was born to me on 8th day of September, 1902; that said child has been named Sophia G. Harris, and was living March 4, 1906.

(SEAL)

(Signed) Nettie Harris

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 9th day of May, 1906.

(Signed) W. H. Martin.
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
... District.

I, ..., on oath state that I attended on ..., wife of ..., on the ... day of ..., 1902; that there was born to her on said date a ... child; that said child was living March 4, 1906, and is said to have been named ...

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this ... day of ... 1906.

Notary Public.

NEW BORN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

.....Sophia G. Harris.....

as a citizen of

.....Choctaw..... Nation.

Approved..... 190...

.....
Commissioner.

Born Sept 8 1902

7-1601

ACT OF CONGRESS APPROVED APRIL 26 1906

DEPARTMENT OF THE INTERIOR

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

FILED MAY 29 1906

(Stamped) Wams Bixby Commissioner.

CHOCTAW RECEIVED MAY 25 1906
1601

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Sophia C. Harris born on the 8th day of Sept 1902
[Here insert name of child]
Name of Father: Cyrus L. Harris a citizen of the Choctaw Nation.
Name of Mother: Nettie Harris a citizen of the Non Citizen. Nation.
Tribal enrollment of father: Tribal enrollment of mother:

Postoffice: Soper, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
District. }

I, , on oath state that I am
years of age and a citizen by, of the Nation;
that I am the lawful wife of, who is a citizen, by
of the Nation; that a child was
[Male or Female]
born to me on day of 1; that said child has been named
and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this day of 1906.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Territory of New Mexico District. }
County of San Miguel

I, Edwin B. Shaw, a physician on oath state that I
attended on Nettie Harris, wife of Cyrus L. Harris
on the 8th day of Sept 1902; that there was born to her on said date a female
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named
Sophia C. Harris

(Signed) Edwin B. Shaw M. D.

WITNESSES TO MARK:

(SEAL)

[Must be Two Witnesses] {

Subscribed and sworn to before me this 14th day of May 1906.

(Signed) Chas. H. Sparleder.

My Commission Expires Apr. 25th 1907

Notary Public.

NEW BORN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

.....Bettie B. Harris.....

as a citizen of

.....Choctaw..... Nation.

Approved..... 190...

.....
Commissioner.

7-1601

Born Apr. 22, 1905

ACT OF CONGRESS APPROVED APRIL 26 1906

DEPARTMENT OF THE INTERIOR

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

FILED MAY 17 1906

(Stamped) Tams Bixby
Commissioner.

CHOCTAW RECEIVED MAY 14 1906

7-1601

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Bettie B. Harris, born on the 22rd day of April, 1905
[Here insert name of child]
Name of Father: Cyrus L. Harris a citizen of the Choctaw Nation.
Name of Mother: Nettie Harris a ~~citizen of the~~ NonCitizen Nation.
Tribal enrollment of father: Tribal enrollment of mother:
Postoffice: Soper, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Nettie Harris, on oath state that I am 31
years of age and a citizen by Non Citizen of the Nation;
that I am the lawful wife of Cyrus L. Harris, who is a citizen, by
Intermarriage of the Choctaw Nation; that a female child was
[Male or Female]
born to me on 22nd day of April, 1905; that said child has been named
Bettie B. Harris and was living March 4, 1906.
(SEAL) (Signed) Nettie Harris

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 9th day of May, 1906.

(Signed) WM Martin
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Walter N. John, a physician, on oath state that I
attended on Nettie Harris, wife of Cyrus L. Harris,
on the 22nd day of April, 1905; that there was born to her on said date a female
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named
Bettie B. Harris (Signed) W. N. John M. D.

WITNESSES TO MARK:

[Must be Two Witnesses] {
(SEAL)

Subscribed and sworn to before me this 11 day of May, 1906.

(Signed) W. P. Stewart
Notary Public.

23-1115-

THIS CERTIFIES

That on the Twelfth day of June

IN THE YEAR 1901 OF OUR LORD

Cyrus L. Harris and Nettie Garrard were by me united in

MARRIAGE

at East Las Vegas, New Mexico, according to the laws of the State of
New Mexico.

Witnesses (R. F. Turner
(R. R. Dunlap

Norman Skinner
Minister of the First Presbyterian
Church of Las Vegas, N. M.

23-1115.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Sophia C. Harris and Bettie B. Harris as citizens of the Choctaw
Nation.

DECISION.

It appears from the record herein that application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Sophia C. Harris and Bettie B. Harris on May 14, 1906, as citizens of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records of this office that the applicants Sophia C. Harris and Bettie B. Harris were born September 8, 1902 and April 22, 1903, respectively, and are the children of Cyrus L. Harris whose name appears opposite number 1291 upon the final roll of citizens by intermarriage of the Choctaw Nation, approved by the Secretary of the Interior March 14, 1905, and Bettie Harris a non citizen and non applicant either for enrollment as a citizen of the Choctaw Nation or for identification as a Mississippi Choctaw.

I am of the opinion that the applicants Sophia C. Harris and Bettie B. Harris are not entitled to enrollment as citizens of the Choctaw Nation and that their application for enrollment as such should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), as amended by the Act of Congress approved June 21, 1906 (Public No. 288), and it is so ordered.

Commissioner.

Muskogee, Indian Territory,

DEC 20 1906

23-1116

COPY.

Muskogee, Indian Territory, December 20, 1906.

Cyrus L. Harris,

Soper, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 20, 1906, denying the application for the enrollment of Sophia C. Harris and Bettie B. Harris as citizens of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Wm. C. Beall*
Acting Commissioner.

Incl. 23-1116.

Registered.

23-1115

COPY

Muskogee, Indian Territory, December 20, 1906.

Mansfield, McMurray & Gernish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 20, 1906, denying the application for the enrollment of Sophia G. Harris and Bettie B. Harris as citizens of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

Wm. O. Beall
Acting Commissioner

Incl. 23-1115.

Muskogee, Indian Territory, December 20, 1906.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Sophia O. Harris and Bettie B. Harris as citizens of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated December 20, 1906, denying said applications.

Respectfully,

SIGNED *Wm. O. Beall*

Acting Commissioner.

2 Incl.

Through the
Commissioner of Indian Affairs.

DEPARTMENT OF THE INTERIOR,

FMR

WASHINGTON.

I. T. D. 2632, 2672, 2740, 2800, 3264-1907.

3296, 3304, 3326, 3374, 3504, "

3394, 3416, 3446, 3482, 3480, "

3482, 3520, 3546, 3554, 3560, "

3568, 3570, 3572, 3602, 3652, "

3680, 3694, 3912, 3982, 4042, "

LRS 4054, 4112, 4116, 4148, 4194, "

4200, 4220, 4238, 4240, 4242, "

4254, 4294, 4310, 4312, "

February 26, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir :

Your decisions in the following Chectaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed.

Title of Case.

Date of your
letter of transmittal.

Joseph E. Collins,
James B. Barnes, et al.,
Rennie M. Falconer, et al.,
Jennie Joe Turner,
Thomas Woods,
Leta Benson,
Amy M. Napcock, et al.,
Daisy Crockett Coleman, et al.,
Harry Gile,
Lucinda M. Woods, et al.,
Agnes Irene Coleman, et al.,
Ellie May Pate, et al.,
Natha Ann Ferguson,
Myrie Adeline Goforth,
Andrew J. Ollar, et al.,
Hallie C. Klabaly, et al.,

June 19, 1906
June 19, 1906
June 19, 1906
June 19, 1906
December 19, 1906
November 8, 1906
November 15, 1906
September 26, 1906
October 2, 1906
November 15, 1906
December 20, 1906
December 20, 1906
December 20, 1906
December 20, 1906
November 15, 1906
November 14, 1906

Title of Case.	Date of your letter of transmittal.
Overton Martin Bonds, et al.,	January 14, 1907
John Lee Hunt,	December 20, 1906
Kathleen Lockett,	January 12, 1907
Thomas Rudolph Hamlin,	December 20, 1906
Hannie Haganan,	January 12, 1907
William A. Gardner,	December 20, 1906
Sophia C. Harris, et al.,	December 20, 1906
Jesse Monroe Jones,	January 12, 1907
Bertie Cotton, et al.,	October 4, 1906
Maggie Irene Staley,	November 22, 1906
L. Everett Parks, et al.,	November 22, 1906
Ella Florence Cochran,	October 2, 1906
Clara Irene Cummings, et al.,	December 24, 1906
Tilden J. Smith,	November 21, 1906
Jewell Merryman,	November 21, 1906
Jim Costlow, et al.,	December 21, 1906
Lettie May Hickman, et al.,	December 24, 1906
Rae Colbart, et al.,	December 21, 1906
Matilda Florence,	June 20, 1906
Mary Jane Fulsom, et al.,	June 18, 1906
Lee Kask, et al.,	October 20, 1906
Margaret Thompson,	November 21, 1906
John Hardy Sterling, et al.,	November 23, 1906
James Maherry Morse, Jr.,	January 16, 1907
James C. Shaw,	November 21, 1906
Callie Engleman, et al.,	January 16, 1907
Fannie Pearl Neagle, et al.,	December 21, 1906
Thomas A. Fitzgerald, (Jr.)	December 21, 1906

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

(Signed) James A. Wilson,

Assistant Secretary.

44 Inc. and
92 for Ind. Off.

APR
1-27-07

(COPY)

DEPARTMENT OF THE INTERIOR,

Land.
111943-1906.
D. C. 11790-1907.

OFFICE OF INDIAN AFFAIRS,

WASHINGTON.

February 15, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from the Acting Commissioner to the Five Civilized Tribes, dated December 20, 1906, transmitting the record relative to the application of Sophia C. and Bettie B. Harris for enrollment as citizens of the Choctaw Nation, and the Commissioner's decision of the same date denying the application.

The record shows that the applicants are the children of Cyrus L. Harris, enrolled at No. 1291 approved roll of citizens by intermarriage of the Choctaw Nation, and Nettie Harris, a non-citizen.

Under the Department's decision of July 10, 1906, I.T.D. 2348, in the William Jesse Bacon case, and the Act of June 21, 1906 (34 Stat.L., 325), the application should be denied, and the Office so recommends.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

CAW-GH

23-1218

Muskogee, Indian Territory, April 5, 1907.

Cyrus L. Harris,
Mopar, Indian Territory.

Dear Sir:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of December 20, 1906, denying the application for the enrollment of Sophia W. Harris and Bettie B. Harris as citizens of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

25-1315

Muskogee, Indian Territory, April 5, 1907.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of December 20, 1906, denying the application for the enrollment of Sophie C. Harris and Bettie B. Harris as citizens of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

for Enrollment of

Sophia C. Harris.

Bettie B. Harris.

**as Citizen of the
CHOCTAW NATION.**

Act of Congress Approved April 26, 1906.

ACTION
SECTION

BY

18.

NOT CEASE
FOR
AND

SECTION
CHOCTAW

2

Choctaw Minor 1116

Amy M. Hancock

Maggie R. Hancock

M 1116

1116

MINOR

**CHOCTAW
ENROLLMENT**

As Citizen of AMY M. HANCOCK
MAGGIE R. HANCOCK

CHOCTAW NATION

Act of Congress

Approved April 26, 1906

DECISION RENDERED NOV 15 1906

REFUSED NOV 15 1906

**COPY OF DECISION FORWARDED
ATTORNEYS FOR CHOCTAW AND
CHICKASAW NATIONS NOV 15 1906**

**COPY OF DECISION FORWARDED
ATTORNEY FOR APPLICANT NOV 15 1906**

**COPY OF DECISION FORWARDED
APPLICANT NOV 15 1906**

**RECORD FORWARDED DEPARTMENT.
NOV 15 1906**

(OVER)

1116

ACTION APPROVED BY
SECRETARY OF INTERIOR FEB 26 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations. APR 5 1907

Notice of Departmental Action
Forwarded Attorney for Applicant
APR 5 1907

Notice of Departmental
Action Mailed Applicant APR 5 1907

✓
NEW BORN

190

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Amy M Hancock

as a citizen of

CHOCTAW Nation.

Approved..... 190...

Commissioner.

Born May 31, 1901

ACT OF CONGRESS APPROVED APRIL 26 1906

DEPARTMENT OF THE INTERIOR

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

FILED AUG 3 1906
Tams Bixby Commissioner

CHOCTAW RECEIVED JUL 19 1906
7-5864.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Amy M. Hancock born on the 31st day of March 1901.
(Here insert name of child)
Name of Father: Henry A. Hancock a citizen of the Choctaw Nation.
Name of Mother: Eva Hancock a citizen of the Choctaw Nation.
Tribal enrollment of father Henry A. Hancock Tribal enrollment of mother
Postoffice Pine I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Eva Hancock, on oath state that I am twenty eight years of age and a citizen marriage of the Choctaw Nation; that I am the lawful wife of Henry A. Hancock, who is a citizen, by marriage of the Choctaw Nation; that a female child was (Male or Female) born to me on the 31st day of March 1901; that said child has been named Amy M. Hancock and was living March 4, 1906.

(SEAL)

(Signed) Eva Hancock

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 18th day of June 1906.

(Signed) J. R. Wood

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Mrs. Duck McPherson, on oath state that I attended on Eva Hancock, wife of Henry A. Hancock on the 31st day of March 1901; that there was born to her on said date a female child; that said child was living March 4, 1906, and is said to have been named Amy M. Hancock (Male or Female)

(Signed) Duck McPherson

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 14th day of July 1906.

(Signed) J. A. Vincent (SEAL)

Notary Public.

NEW BORN 100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Maggie R. Hancock

as a citizen of

CHOCTAW Nation.

Approved. 190...

Commissioner.

Born Aug 2, 1903

ACT OF CONGRESS APPROVED APRIL 26 1906

DEPARTMENT OF THE INTERIOR

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

FILED AUG 3 1906
Tams Bixby Commissioner.

CHOCTAW RECEIVED JUL 19 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the... Choctaw... Nation,
of ... Maggie R. Hancock..., born on the ... 2nd day of August ... 1903.
[Here insert name of child]
Name of Father: ... Henry A. Hancock... a citizen of the ... Choctaw... Nation.
Name of Mother: ... Eva Hancock... a citizen of the ... Choctaw... Nation.
Tribal enrollment of father: Henry A. Hancock... Tribal enrollment of mother: ...
Postoffice: ... Pine, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
... Central ... District. }

I, ... Eva Hancock... on oath state that I am ... twenty eight...
years of age and a citizen by ... marriage... of the ... Choctaw... Nation;
that I am the lawful wife of ... Henry A. Hancock..., who is a citizen, by
... marriage... of the ... Choctaw... Nation; that a ... female... child was
[Male or Female]
born to me on ... 2nd... day of ... August... 1903; that said child has been named
... Maggie R. Hancock... and was living March 4, 1906.

(SEAL)

(Signed) Eva Hancock

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this ... 18th... day of ... June... 1906.

(Signed) J R Wood

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
... Central ... District. }

I, ... J H Arnold... a Physician... on oath state that I
attended on ... Eva Hancock... wife of ... Henry A. Hancock...
on the ... 2nd... day of AUG... 1903; that there was born to her on said date a ... female...
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named ... Maggie R. Hancock...

(Signed) Dr. J. H. Arnold

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this ... 10th... day of ... July... 1906.

(Signed) J. A. Vincent. (SEAL)

Notary Public.

(COPY-DeB)

(Registry receipt attached here).

Eva Hancock et al, petitioners

vs.

Choctaw & Chickasaw Nations,
Defendants.

I, Thos. Norman, do solemnly swear that I served a true and correct, perfect and literal copy of the petition in the above styled case to which this affidavit is attached, on Mansfield, McMurray & Cornish on February 20, 1906, by registering said copy to them addressed to them at South McAlester, I. T., and that the registrya receipt hereto attached was issued on said registration.

Thos. Norman.

Subscribed and sworn to before me this February 20, 1906.

J. L. Riggins,

Notary Public.

Ardmore, S^uthern Dist. I.T.

Commission expires

Jany 27th 1910.

(SRAL)

(COPY-DeB)

Department of the Interior,
Commissioner to the Five Civilized Tribes.

.....

Eva Hancock, et al, petitioners	1	
vs.	1	Petition for identification
	1	and enrollment.
Choctaw & Chickasaw Nations,	1	
Defendants,	1	

Comes now petitioners herein, Eva Hancock, Berry W. Hancock, A Amy M. Hancock, and Maggie R. Hancock, by and through their father, H. A. Hancock, as their natural guardian, they being minors, and respectfully state that they are citizens of the Choctaw nation, and are entitled to be identified and enrolled as such citizens of said nation, and to the enjoyment of any and all rights, privileges, and immunities enjoyed by any other citizen of said nation.

As grounds therefor, they allege that their father, a white man and a resident then of the said nation, married a citizen of said nation by blood named Minerva Shults, on or about the 11th day of December, 1887, in accordance with the laws of said nation, both being residents in good faith thereof; that by virtue of this marriage, their father, the said H. A. Hancock, commonly known as Henry Hancock, then and there became a citizen of said nation by marriage; that he has continued at all times since said date to be a citizen of said nation and to be a resident thereof; that his enrollment has been approved by the Secretary of the Interior, and his name now appears on the present approved rolls of said nation; and that he has taken his allotment of lands.

Petitioners state further, that the said Minerva Hancock died sometime during the year 1892; and that thereafter, on or about the 13th day of January, 1896, their said father married a white woman named Eva L. Platz, who is the mother of petitioners; that petitioners are the legitimate issue of this last named marriage, and were born in lawful wedlock, in the said nation; that at the date of their said birth, their ^{said} father was a citizen and resident of said nation, owing to it immediate allegiance; that your petitioners herein, being thus born of a father who at the date of their birth was a citizen of said nation, owing to it immediate allegiance, and being born in said nation, were born to the same allegiance and are citizens therefore of the same nation, that of the Choctaw Nation.

Petitioners are all living, and were born as follows:- Eva Hancock born , Berry W. Hancock born Oct. 12, 1896, Amy M. Hancock born Mar. 31st 1901, and Maggie R. Hancock born Aug. 2nd 1903.

Petitioners state that that they attempted to make and would have made an application for enrollment to the Commission to the Five Civilized Tribes, in due and apt time, but did not because the said Commission declined to take jurisdiction of children like themselves.

Wherefore, considering the above, petitioners pray to be identified and enrolled as citizens of said nation, and for any and all other proper and suitable relief.

Thos. Norman,

Attorney for petitioner.

Henry
I, ~~Henry~~ Hancock, do solemnly swear that the facts and

statements contained in the above petition are true.

Henry Hancock.

Subscribed and sworn to before me this February 6, 1906.

P. K. Wilhelm,

(SEAL)

Notary Public.

(Endorsed on back)

No. 173.

Eva Hancock, et al.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.
F I L E D
MAR 1 1906

Tams-Bixby Commissioner.

Thos. Norman, Atty.

Ardmore, I. T.

23-1116.
W- 173.
O.L.J.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

-----00000-----

In the matter of the application for the enrollment of
Amy M. Hancock, et al. as citizens of the Choctaw Nation.

D E C I S I O N .

It appears from the record herein that on July 19, 1906, written application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Amy M. Hancock, born March 31, 1901, and Maggie R. Hancock, born August 2, 1903, as citizens of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906.

Under the regulations adopted by the Commissioner to the Five Civilized Tribes January 2, 1906, there was filed on March 1, 1906, by Thomas Norman, attorney at law, Ardmore, Indian Territory, a petition praying for the enrollment of Eva Hancock as a citizen by intermarriage of the Choctaw Nation and for the enrollment of her three minor children, Berry W. Hancock, Amy M. Hancock and Maggie R. Hancock as citizens of said Nation.

It does not appear from the records in the possession of this office that any formal application has ever been made for the enrollment of Eva Hancock as a citizen by intermarriage of the Choctaw Nation prior to December 1, 1906.

The petitioner, Eva Hancock, who is a white woman, claims her right to enrollment as a citizen of the Choctaw Nation by virtue of her marriage to Henry Hancock, a white man, whose name appears as number 1236 upon the final roll of citizens by intermarriage of the Choctaw Nation approved by the Secretary of the Interior December 13, 1904.

I am of the opinion that inasmuch as the Department has heretofore held, in the case of Emma McMenamin (I.T.D. 11582-1904), that no person can acquire intermarried rights by virtue of having married an intermarried citizen, it is immaterial to determine whether or not any application of any nature whatsoever has ever been made for the enrollment of Eva Hancock as a citizen by intermarriage of the Choctaw Nation and that the petition for her enrollment as such, should be denied, under the provisions of the Act of Congress approved June 28, 1898 (30 Stats., 495), and it is so ordered.

I am further of the opinion that the application and petition for the enrollment of Amy M. Hancock and Maggie R. Hancock and the petition for the enrollment of Berry W. Hancock as a citizen of the Choctaw Nation, should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 337), as amended by the provisions of the Act of Congress approved June 21, 1906 (Public No. 258), and it is so ordered.

Muskogee, Indian Territory,

NOV 15 1906

Commissioner.

23-1116

W- 173

COPY

Muskogee, Indian Territory, November 15, 1906.

Henry Hancock,

Pine, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered November 15, 1906, denying the petition for the enrollment of Eva Hancock as a citizen by intermarriage of the Choctaw Nation, the application and petition for the enrollment of Amy W. Hancock and Maggie B. Hancock, and the petition for the enrollment of Berry W. Hancock, as citizens of said nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

James B. Bixby
Commissioner.

Registered.

Incl. 23-1116.

23-1116

W- 173

COPY.

Muskogee, Indian Territory, November 15, 1906.

Thomas Norman,

Attorney at Law,

Ardmore, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered November 15, 1906, denying the petition for the enrollment of Eva Hancock, as a citizen by intermarriage of the Choctaw Nation, the application and petition for the enrollment of Amy M. Hancock and Maggie R. Hancock, and the petition for the enrollment of Berry W. Hancock, as citizens of said nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

Tams Bixby
Commissioner.

Registered.

Incl. 23-1116.

23-1115
W- 173

COPY

Muskogee, Indian Territory, November 15, 1906.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered November 15, 1906, denying the petition for the enrollment of Eva Hancock, as a citizen by intermarriage of the Choctaw Nation, the application and petition for the enrollment of Amy M. Hancock and Maggie R. Hancock, and the petition for the enrollment of Berry W. Hancock, as citizens of said nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Tenn. Davis
Commissioner.

Incl. 23-1115.

COPY

Muskogee, Indian Territory, November 15, 1906.

The Honorable,

The Secretary of the Interior,

Sir:

There is transmitted herewith record of proceedings in the matter of the petition for the enrollment of Eva Hancock as a citizen by intermarriage of the Choctaw Nation, the application and petition for the enrollment of Amy N. Hancock and Maggie B. Hancock, and the petition for the enrollment of Berry W. Hancock, as citizens of said nation, under the act of Congress approved April 26, 1906, including the decision of the Commissioner to the Five Civilized Tribes, dated November 15, 1906, denying said petitions and application.

Respectfully,

SIGNED

Commissioner.

Incl. 23-1226.

Through the
Commissioner of Indian Affairs.

D. C. 11700.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

YHE.

I.T.D. 2632, 2672, 2740, 2960, 3264-1907.

3296, 3304, 3336, 3374, 3384, "
3394, 3418, 3446, 3482, 3480, "
3482, 3520, 3546, 3584, 3560, "
3568, 3570, 3572, 3602, 3662, "
3680, 3694, 3912, 3982, 4042, "
4054, 4112, 4116, 4148, 4194, "
4200, 4230, 4238, 4240, 4242, "
4256, 4294, 4310, 4312, "

February 26, 1907.

LRE.

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.	Date of your letter of transmittal.
Joseph H. Collins,	June 19, 1906.
James D. Barnes, et al.,	June 19, 1906.
Fannie M. Valenar, et al.,	June 19, 1906.
Jessie Joe Turner	June 19, 1906.
Thomas Woods,	December 19, 1906.
Lida Benson,	November 9, 1906.
Am H. Hanson, et al.,	November 18, 1906.
Bailey Crockett Coleman, et al.,	September 23, 1906.
Harry Guion	October 2, 1906.
Lucinda H. Hawks, et al.,	November 13, 1906.
Agnes Irene Coleman, et al.,	December 20, 1906.
Lillie May Pate, et al.,	December 20, 1906.
Betha Ann Ferguson,	December 20, 1906.
Devie Editha Deferth,	December 20, 1906.
Andrew J. Gilar, et al.,	November 14, 1906.
Bellie C. Mahely, et al.,	November 14, 1906.

Title of Case,	Date of your letter of transmittal.
Overton Martin Bonds, et al.,	January 14, 1907.
John Lee Hunt,	December 20, 1906.
Kathleen Lockett,	January 12, 1907.
Thomas Rudolph Hamilton,	December 20, 1906.
Marie Dunagan,	January 12, 1907.
William A. Gardner,	December 20, 1906.
Gephia C. Harris, et al.,	December 20, 1906.
Jesse Monroe Jones,	January 12, 1907.
Bertie Cotton, et al.,	October 4, 1906.
Maggie Irene Staloup,	November 21, 1906.
L. Everett Parks, et al.,	November 21, 1906.
Hila Florence Cochran,	October 2, 1906.
Glee Irene Cummings, et al.,	December 20, 1906.
Tilden J. Smith,	November 21, 1906.
Jewell Herryman,	November 21, 1906.
Jim Costilew, et al.,	December 21, 1906.
Lettie May Hickman, et al.,	December 24, 1906.
Rae Colbert, et al.,	December 21, 1906.
Natilda Florence,	June 20, 1906.
Mary Jane Falsen, et al.,	June 18, 1906.
Lee Keck, et al.,	October 20, 1906.
Magnolia Thompson,	November 21, 1906.
John Hardy Sterling, et al.,	November 23, 1906.
James Naberry Harse Jr.,	January 16, 1907.
James C. Shaw,	November 21, 1906.
Sallie Hagleman, et al.,	January 16, 1907.
Fannie Pearl Beagles, et al.,	December 21, 1906.
Thomas A. Fitzgerald (Jr.)	December 21, 1906.

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse H. Wilson,

Assistant Secretary.

44 inc. and
98 for Ind. Of.

A. F. Nee.
1-2-07.

(COPY)

Land,
102745-1906

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 13, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

Referring to Department letters of January 28, 1906, (I.T.D.-11582-1904), and July 10, 1906 (I.T.D. 2648), there is enclosed a report from the Commissioner to the Five Civilized Tribes, dated November 15, 1906, transmitting the record relative to the application of Amy M. Hancock, et al., for enrollment as citizens of the Choctaw Nation.

On March 1, 1906, written application was made for the enrollment of Eva Hancock as a citizen by intermarriage and for the enrollment of Berry W., Amy M., and Maggie R. Hancock, as citizens by blood.

On November 16, 1906, the Commissioner ruled that the applicants were not entitled to enrollment.

The record shows that Eva M. Hancock is a white woman, who was married to Henry Hancock, identified at No. 1236 on a roll of citizens by intermarriage of the Choctaw Nation approved by the Department on December 13, 1904. The minor applicants, Berry W., Amy M. and Maggie R. Hancock are the children of Eva and Henry Hancock and possess no right to be enrolled as citizens by blood of the Choctaw Nation other than that derived from their parents.

Under the opinion of the Assistant Attorney General for the Department of January 23, 1906 (I.T.D. 11532-1904), in the case of Emma McManis, and the Departmental decision of July 10, 1906 (I.T.D. 2548), in the case of William Jesse Bacon, the decision of the Commissioner adverse to the applicants is recommended for approval.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

HRD-Y.

23-1116

W-173

Muskogee, Indian Territory, April 5, 1907.

Henry Hancock,

Pine, Indian Territory.

Dear Sir:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of the office of November 15, 1906, denying the petition for the enrollment of Eva Hancock, citizen by intermarriage of the Choctaw Nation, the application and petition for the enrollment of Amy M. Hancock and Maggie R. Hancock, and the petition for the enrollment of Harry W. Hancock as citizens of said nation.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

13-1110

1-173

Muskogee, Indian Territory, April 5, 1907.

Thomas Norman,

Attorney at Law,

Armore, Indian Territory.

Dear Sir:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of November 15, 1904, denying the petition for the enrollment of Hancock as a citizen by intermarriage of the Choctaw Nation, the application and petition for the enrollment of Amy M. Hancock and Maggie R. Hancock, and the petition for the enrollment of Berry W. Hancock as citizens of said nation.

Respectfully,

C. D. Rodgers.
Acting Commissioner.

23-1116

W-173

Muskogee, Indian Territory, April 5, 1907.

Hansfield, McMurray & Cornish,

Attorneys for Choctaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of November 15, 1906, denying the petition for the enrollment of Eva Hancock as a citizen by intermarriage with the Choctaw Nation, the application and petition for the enrollment of Amy M. Hancock and Maggie B. Hancock, and the petition for the enrollment of Harry W. Hancock, as citizens of said nation.

Respectfully,

Geo. W. Rodgers

Acting Commissioner.

Choctaw Minor 1117

John Lee Hunt

M 1117

1117

MINOR
CHOCTAW

ENROLLMENT

JOHN LEE HUNT
As Citizen of the
CHOCTAW NATION

Act of Congress

Approved April 26. 1906

DECISION RENDERED DEC 20 1906

REFUSED DEC 20 1906

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations. DEC 20 1906

COPY OF DECISION FORWARDED
APPLICANT DEC 20 1906

RECORD FORWARDED DEPARTMENT DEC 20 1906

ACTION APPROVED BY
SECRETARY OF INTERIOR FEB 26 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations. APR 5 1907

Notice of Departmental
Action Mailed Applicant APR 5 1907

1117

NEW BORN 100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

John Lee Hunt

as a citizen of

Choctaw

Nation.

Approved..... 190...

Commissioner.

Born March 23, 1905

ACT OF CONGRESS APPROVED APRIL 26 1906

DEPARTMENT OF THE INTERIOR

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED MAY 11 1906

(Stamped) Tams Bixby
Commissioner.

CHOCTAW RECEIVED MAY 8 1906
3748

BIRTH AFFIDAVIT.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1904.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of John Lee Hunt born on the 23rd day of March 1905
[Here insert name of child]
Name of Father: John Hunt (I.W. 976) a citizen of the Choctaw Nation.
Name of Mother: Lue Hunt a citizen of the United States Nation.
Tribal enrollment of father..... Tribal enrollment of mother.....
Postoffice Boswell, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
... Central District. }

I, Lue Hunt, on oath state that I am 25
years of age and a citizen by of the U. S. Nation;
that I am the lawful wife of John Hunt, who is a citizen, by
... marriage ... of the Choctaw Nation; that a male child was
[Male or Female]
born to me on 23rd day of March 1905; that said child has been named
John Lee Hunt and was living March 4, 1906.

(Signed) Lue Hunt

WITNESSES TO MARK:

[Must be Two Witnesses] {
(SEAL) {

Subscribed and sworn to before me this 5th day May 1906.

(Signed) J. R. Armstrong.
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
... Central District. }

I, E. C. Scott, a physician, on oath state that I
attended Lue Hunt, wife of John Hunt,
on the 23rd day of March 1905; that there was born to her on said date a male
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named John Lee Hunt.

(Signed) E. C. Scott M. D.

WITNESSES TO MARK:
(SEAL)

[Must be Two Witnesses] {

Subscribed and sworn to before me this 5th day of May 1906.

(Signed) J. R. Armstrong.
Notary Public.

No. 402.

STATE OF TEXAS

MARRIAGE LICENSE

COUNTY OF LAMAR

TO ANY REGULARLY LICENSED OR ORDAINED MINISTER OF THE GOSPEL, JEWISH
RABBI, JUDGE OF THE DISTRICT OR COUNTY COURT, OR ANY JUSTICE OF THE
PEACE IN AND FOR LAMAR COUNTY, GREETING:..

YOU ARE HEREBY AUTHORIZED TO SOLEMNIZE THE
RITES OF MATRIMONY

Between Mr. John Hunt and Mrs. Lou Taylor and make due return to
the Clerk of the County Court of said county within sixty days
thereafter certifying your action under this License.

WITNESS my official signature and seal of office at
office in PARIS the 7 day of June 1901.

By R. Moore
Deputy

D. Thompson
Clerk of County Court.

I John W. Love hereby certify that on the 7 day of June 1901 I
united in Marriage Mr. John Hunt and Mrs. Lou Taylor the parties
above named

(SEAL) Witness my hand this 7 day of June 1901.

Jno. W. Love Justice of the Peace Prec. No. 1 Lamar Co. Tex.

Returned and filed for record the 7 day of June 1901.
and recorded the 10 day of June 1901.

By D. Ridley Deputy D. Thompson County clerk.

5738.

23-1171

The State of Texas)
County of Lamar.) I, L. W. Ross County clerk for Lamar County,
Texas, do hereby certify that the opposite side
of this sheet contains a true and correct copy of Marriage License
of Mr. John Hunt and Mrs. Lou Taylor, as same appears of record in
the records of Marriage License's Book 8, Page 304.

Witnessing official signature and seal of office, June
2nd. 1906.

L. W. Ross, Clerk County Court, Lamar County, Texas

(SEAL). By Othas Capelle
Deputy

JUN 12 1906.

23-1117

D. H.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment
of John Lee Hunt as a citizen of the Choctaw Nation.

D E C I S I O N.

It appears from the record herein that application was made on May 8, 1906, to the Commissioner to the Five Civilized Tribes, for the enrollment of John Lee Hunt as a citizen of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records of this office that the applicant, John Lee Hunt, was born March 23, 1905, and is the son of John Hunt, whose name appears opposite No. 976 on the final roll of citizens by intermarriage of the Choctaw Nation approved by the Secretary of the Interior September 22, 1904, and Luc Hunt, a non-citizen and non-applicant either for enrollment as a citizen of the Choctaw Nation or for identification as a Mississippi Choctaw.

I am of the opinion that the applicant, John Lee Hunt, is not entitled to enrollment as a citizen of the Choctaw Nation and that the application for his enrollment as such should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137) as amended by the Act of Congress approved June 21, 1906 (Public No. 255) and it is so ordered.


Commissioner.

Muskogee, Indian Territory,

DEC 20 1906

23-1117

COPY.

Muskogee, Indian Territory, December 20, 1906.

John Hunt,

Nowell, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 20, 1906, denying the application for the enrollment of John Lee Hunt as a citizen of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Wm. C. Boall*

Chief Commissioner.

Registered.

Incl. 23-1117.

23-1117

COPY.

Muskogee, Indian Territory, December 20, 1906.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 20, 1906, denying the application for the enrollment of John Lee Hunt as a citizen of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Wm. D. Beall*

Acting Commissioner.

Incl. 23-1117.

COPY.

Muskogee, Indian Territory, December 20, 1906.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of John Lee Hunt as a citizen of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated December 20, 1906, denying said application.

Respectfully,

SIGNED *Wm. O. Beall*

Acting Commissioner.

Encl. 23-1117

Through the
Commissioner of Indian Affairs.

D. C. 11790. 1907.

JP.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

FHE.

I.T.D. 2632, 2672, 2740, 2960, 3264-1907.

3296, 3304, 3336, 3374, 3384, "

3394, 3418, 3446, 3452, 3480, "

3482, 3530, 3546, 3554, 3560, "

3568, 3570, 3572, 3602, 3652, "

LRS. 3880, 3894, 3912, 3982, 4042, "

4054, 4112, 4116, 4148, 4194, "

4200, 4230, 4238, 4240, 4242, "

4256, 4294, 4310, 4312, "

February 26, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.

Date of your
letter of transmittal.

Joseph E. Collins,	June 24, 1906.
James B. Burns, et al.,	June 19, 1906.
Fannie M. Falconer, et al.,	June 19, 1906.
Jessie Joe Turner,	June 19, 1906.
Thomas Woods,	December 19, 1906.
Lietta Benson,	November 6, 1906.
May M. Hancock, et al.,	November 15, 1906.
Daisy Cockett, Coleman, et al.,	September 28, 1906.
Harry Gaiou,	October 2, 1906.
Lucinda M. Monks, et al.,	November 13, 1906.
Agnes Irene Coleman, et al.,	December 20, 1906.
Lillie May Pate, et al.,	December 20, 1906.
Rutha Ann Ferguson,	December 20, 1906.
Dovie Adline Goforth,	December 20, 1906.
Andrew J. Ollar, et al.,	November 15, 1906.
Nellie C. Blakely, et al.,	November 14, 1906.

Title of Case.	Date of your letter of transmittal.
Overton Martin Bonds, et al.,	January 14, 1907
John Lee Hunt	December 20, 1906
Kathleen Lockett	January 12, 1907
Thomas Rodolph Hamlin	December 20, 1906
Manie Dunagan	January 12, 1907
William A. Gardner	December 20, 1906
Sophia C. Harris, et al.,	December 20, 1906
Jesse Monroe Jones	January 12, 1907
Bertie Cotton, et al.,	October 4, 1906
Maggie Irene Staloup	November 22, 1906
L. Everett Parke, et al.,	November 22, 1906
Ella Florence Cochran	October 2, 1906
Cleo Irene Cummings, et al.,	December 26, 1906
Tilden J. Smith	November 21, 1906
Jewell Merryman	November 21, 1906
Jim Costilev, et al.,	December 21, 1906
Lettie May Hickman, et al.,	December 24, 1906
Rue Colbert, et al.,	December 21, 1906
Natilda Florence	June 20, 1906
Mary Jane Pulsen, et al.,	June 18, 1906
Lee Keck, et al.,	October 20, 1906
Magnolia Thompson	November 21, 1906
John Hardy Sterling, et al.,	November 23, 1906
James Naberry Morse Jr.,	January 16, 1907
James G. Shaw	November 21, 1906
Sallie Engleman, et al.,	January 16, 1907
Fannie Pearl Beagles, et al.,	December 21, 1906
Thomas A. Fitzgerald (Jr.)	December 21, 1906

A copy heretof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jeane H. Wilson,
Assistant Secretary.

44 inc. and
92 for Ind. Of.

A. F. Mc.
2-27-07.

(COPY)

Land.
111942-1906.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 15, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from the Acting Commissioner to the Five Civilized Tribes, dated December 22, 1906, transmitting the record relative to the application of John Lee Hunt for enrollment as a citizen of the Cherokee Nation, together with the Commissioner's decision of that date denying the application.

The record shows that the applicant is a son of John Hunt, enrolled as No. 979 approved roll of intermarried citizens of the Cherokee Nation, and Lee Hunt, a non-citizen.

The application should be denied, under the Department's decision of July 10, 1906, I.T.D. 1548, in the William Jesse Bacon case, and the Act of June 21, 1906 (34 Stat. L., 235), and the Office so recommends.

Very respectfully,

C. A. Lawrence,

Acting Commissioner.

CAW:AM.

83-1117

Mustoge, Indian Territory, April 3, 1907.

John Hunt,

Boswell, Indian Territory.

Dear Sir:

You are hereby advised that on February 28, 1907, the Secretary of the Interior affirmed the decision of this office of December 20, 1906, denying the application for the enrollment John Lee Hunt as a citizen of the Cheataw Nation.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

23-1117

Muskogee, Indian Territory, April 5, 1907.

Hampfield, Murray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

Smith McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of December 20, 1906, denying the application for the enrollment of John Lee Hunt as a citizen of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

7-3748

Muskogee, Indian Territory, May 10, 1906.

Apple & Franklin,

Muskogee, Indian Territory,

Gentlemen:

Receipt is hereby acknowledged of your letter of May 7, 1906, transmitting the affidavits of Lue Hunt and E. C. Scott M. D., to the birth of John Lee Hunt, son of John and Lue Hunt, March 23, 1905.

Respectfully,

Acting Commissioner.

Choctaw Minor 1118

Thomas Rudolph Hamlin

M 1118

1118

MINOR
CHOCTAW
ENROLLMENT

THOMAS RUDOLPH HAMLIN

As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26, 1906

DECISION RENDERED DEC 20 1906

REFUSED DEC 20 1906

COPY OF DECISION FORWARDED
ATTORNEYS FOR CHOCTAW AND
CHICKASAW NATIONS DEC 20 1906

COPY OF DECISION FORWARDED
APPLICANT DEC 20 1906

RECORD FORWARDED DEPARTMENT
DEC 20 1906

ACTION APPROVED BY
SECRETARY OF INTERIOR FEB 26 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations. APR 5 1907

Notice of Departmental
Action Mailed Applicant
APR 5 1907

1118

NEW BORN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 23, 1906.

..... THOMAS RUDOLPH HAMLIN

as a citizen of

..... CHOCTAW Nation.

Approved..... 190...

.....
Commissioner.

Born Sept 5, 1905

ACT OF CONGRESS APPROVED APRIL "26 1906"

DEPARTMENT OF THE INTERIOR

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

F I L E D JUN 6 1906

(Stamped) Tams Bixby

Commissioner

CHOCTAW RECEIVED JUN 1 1906

4356

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the CHOCTAW Nation,
of THOMAS RUDOLPH HAMLIN born on the 5th day of SEPT 1905
[Here insert name of child]
Name of Father: WILLIAM HAMLIN a citizen of the UNITED STATES Nation.
Name of Mother: DIXIE (PERRY) HAMLIN a citizen of the CHOCTAW Nation.
Tribal enrollment of father: Tribal enrollment of mother: INTERMARRIED
Postoffice: CONNERVILLE, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
SOUTHERN District. }

I, DIXIE (PERRY) HAMLIN, on oath state that I am
years of age and a citizen by INTERMARRIAGE of the CHOCTAW Nation;
that I am the lawful wife of WILLIAM HAMLIN, who is a citizen, by
of the UNITED STATES. ~~XX~~ That a MALE child was
(Male or Female)
born to me on 5th day of SEPTEMBER, 1905; that said child has been named
THOMAS RUDOLPH HAMLIN and was living March 4, 1906.

(SIGNED) Dixie Perry Hamlin

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 28 day of May, 1906.

(Signed) J. W. Bedford
Notary Public.
(SEAL)

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
SOUTHERN District. }

I, W. J. Rogers, a Physician, on oath state that I
attended on DIXIE (PERRY) HAMLIN wife of WILLIAM HAMLIN
on the 5th day of SEPT, 1905; that there was born to her on said date a male
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named THOMAS RUDOLPH HAMLIN.

(Signed) W. J. Rogers

WITNESSES TO MARK:

(SEAL)

[Must be Two Witnesses] {

Subscribed and sworn to before me this 28 day of May, 1906.

My Commission Expires March 26
1910

(Signed) J. W. Bedford

Notary Public

23-1118.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

-:0:-

In the matter of the application for the enrollment of
Thomas Rudolph Hamlin as a citizen of the Choctaw Nation.

-: D E C I S I O N :-

It appears from the record herein that on June 1, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Thomas Rudolph Hamlin as a citizen of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records of this office that the applicant, Thomas Rudolph Hamlin, was born September 5, 1906, and is the son of Dixie Perry Hamlin, whose name, as Dixie Perry, appears opposite No. 981 on the final roll of citizens by intermarriage of the Choctaw Nation approved by the Secretary of the Interior September 22, 1904 and William Hamlin, a non-citizen and non-applicant either for enrollment as a citizen of the Choctaw Nation or for identification as a Mississippi Choctaw.

I am of the opinion that the applicant, Thomas Rudolph Hamlin is not entitled to enrollment as a citizen of the Choctaw Nation and that the application for his enrollment as such should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137) as amended by the Act of Congress approved June 21, 1906 (Public No. 258) and it is so ordered.


Commissioner.

Muskogee, Indian Territory,

DEC 20 1906

23-1118

COPY.

Muskogee, Indian Territory, December 20, 1906.

William Hamlin,

Gannerville, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 20, 1906, denying the application for the enrollment of Thomas Rudolph Hamlin as a citizen of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Wm. D. Beall*
Acting Commissioner.

Incl. 23-1118

Registered.

23-1118

COPY.

Muskogee, Indian Territory, December 20, 1906.

Mansfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 20, 1906, denying the application for the enrollment of Thomas Rudolph Hamlin as a citizen of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Wm. D. Beall*

Acting Commissioner.

Incl. 23-1118.

COPY.

Waskagee, Indian Territory, December 20, 1906.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Thomas Rudolph Hamlin as a citizen of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated December 20, 1906, denying said application.

Respectfully,

SIGNED *Wm. O. Beall*
Acting Commissioner.

2 Incl. 23-1113

Through the
Commissioner of Indian Affairs.

DEPARTMENT OF THE INTERIOR,

THE

WASHINGTON.

I.T.D. 2612, 2672, 2740, 2800, 2834-1907

3296, 3304, 3336, 3374, 3384, "

3394, 3412, 3446, 3482, 3490, "

3432, 3530, 3546, 3584, 3590, "

3568, 3570, 3572, 3602, 3652, "

3580, 3694, 3712, 3762, 4042, "

LRS 4084, 4112, 4116, 4148, 4194, "

4200, 4220, 4236, 4240, 4242, "

4256, 4294, 4310, 4312, "

February 26, 1907.

Direct.

Commissioner to the Five Civilized Tribes,

Muskegee, Indian Territory.

Sir :

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.	Date of your letter of transmittal.
Joseph E. Collins,	June 19, 1906
James B. Barnes, et al.,	June 19, 1906
Fannie M. Falconer, et al.,	June 19, 1906
Jessie Joe Turner,	June 19, 1906
Thomas Woods,	December 19, 1906
Leta Benson,	November 6, 1906
Amy M. Hancock, et al.,	November 15, 1906
Daisy Crockett Coleman, et al.,	September 28, 1906
Harry Guice,	October 2, 1906
Lucinda H. Hooks, et al.,	November 12, 1906
Agnes Irene Coleman, et al.,	December 20, 1906
Lillie May Pate, et al.,	December 20, 1906
Baths Ann Ferguson,	December 20, 1906
Devie Adeline McForth,	December 20, 1906
Andrew J. Ollar, et al.,	November 15, 1906
Nellie C. Klahaly, et al.,	November 14, 1906

Title of Case.	Date of your letter of transmittal.
Overton Martin Bonds, et al.,	January 14, 1907
John Lee Hunt,	December 20, 1906
Kathleen Lockett,	January 12, 1907
Thomas Rudolph Haslin,	December 20, 1906
Emie Damagan,	January 12, 1907
William A. Gardner,	December 20, 1906
Sophia C. Harris, et al.,	December 20, 1906
Jesse Monroe Jones,	January 12, 1907
Bertie Cotton, et al.,	October 4, 1906
Maggie Irene Stalcup,	November 22, 1906
L. Everett Parks, et al.,	November 22, 1906
Ella Florence Cochran,	October 2, 1906
Clara Irene Cummings, et al.,	December 26, 1906
Fildon J. Smith,	November 21, 1906
Jewell Merryman,	November 21, 1906
Jim Gentile, et al.,	December 21, 1906
Lettie May Hickman, et al.,	December 24, 1906
Ree Colbert, et al.,	December 21, 1906
Matilda Florence,	June 20, 1906
Mary Jane Falson, et al.,	June 18, 1906
Lee Cook, et al.,	October 20, 1906
Magnolia Thompson,	November 21, 1906
John Hardy Sterling, et al.,	November 22, 1906
James Maherry Morse, Jr.,	January 14, 1907
James C. Shaw,	November 21, 1906
Callie Engleman, et al.,	January 14, 1907
Fannie Pearl Neagles, et al.,	December 21, 1906
Thomas A. Fitzgerald, (Jr.)	December 21, 1906

A copy heretofore and all the papers in the above mentioned
cases have been sent to the Indian Office.

Respectfully,

(Signed) Jesse H. Wilson,

Assistant Secretary.

44 ins. and
22 for Ind. Of.

44-27

(COPY)

Land.
112364-1906.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 15, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from the Acting Commissioner to the Five Civilized Tribes, dated December 20, 1906, transmitting the record in the matter of the application of Thomas Radelph Hamlin for enrollment as a citizen of the Choctaw Nation and the Commissioner's decision of the same date denying the application.

The record shows that the applicant is the son of Dixie Perry Hamlin, enrolled as Dixie Perry, at No. 981 approved roll of citizens by intermarriage of the Choctaw Nation, and William Hamlin, a non-citizen.

Under the provisions of the Act of June 22, 1906 (34 Stat. L., 265), and the Department's decision of July 10, 1906, I.T.B. 2548, in the William Joyce Roper case, the application should be denied, and the Office so recommends.

Very respectfully,

G. F. Larrabee,

Acting Commissioner.

23-1113

Muskogee, Indian Territory, April 5, 1907.

William Hamlin,

Coleridgeville, Indian Territory.

Dear Sir:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of December 20, 1906, denying the application for the enrollment of Thomas Rudolph Hamlin as a citizen of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

23-1116

Muskogee, Indian Territory, April 5, 1907.

Mansfield, McMurray & Gornish,

Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 26, 1907, the)
Secretary of the Interior affirmed the decision of this office of
December 20, 1906, denying the application for the enrollment of
Thomas Rudolph Hamlin as a citizen of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

Choctaw Minor 1119

Harvey Homer Hoff

M1119

1119

MINOR
CHOCTAW

ENROLLMENT

HARVEY HOMER HOFF

As Citizen of the
CHOCTAW NATION

Act of Congress

Approved April 26. 1906

DECISION RENDERED DEC 20 1906

REFUSED DEC 20 1906

Copy of Decision Forwarded
Applicant DEC 20 1906

RECORD FORWARDED DEPARTMENT
DEC 20 1906

ACTION APPROVED BY
SECRETARY OF INTERIOR FEB 26 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations. MAR 26 1907

Notice of Departmental
Action Mailed Applicant MAR 26 1907

1119

NEW BORN 1119
199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

.....Harvey Homer Hoff.....

as a citizen of

.....Choctaw..... Nation.

Approved..... 190...

.....
Commissioner.

Born Nov 27 1904

ACT OF CONGRESS APPROVED APRIL 26 1906

DEPARTMENT OF THE INTERIOR

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

FILED JUL 10 1906

(Stamped) Tams Bixby

Commissioner.

CHOCTAW RECEIVED JUN 27 1906

7-4511

111119

DEPARTMENT OF THE INTERIOR

ENROLLMENT OF MIKORA. ACT OF CONGRESS, APPROVED APRIL 28, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Choctaw.....Nation.

of Harvey Homer Hoff....., born on the 27.....day of Nov.....1904.....
 (Here insert name of child)

Name of Father: John Willis Hoff..... a citizen of the Choctaw..... Nation.

Name of Mother: Lizzie Beams Hoff.....a citizen of the....Choctaw.....Nation.

Tribal enrollment of father..... Tribal enrollment of mother.....

Postoffice.....Guertie I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory.

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1. Lizzie Beams Hoff....., on oath state that I am Twenty six.....

years of age and a citizen by marriage, of the Choctaw Nation:

that I am the lawful wife of.....John Willis Hoff....., who is a citizen, by

marage....., of the.....choctaw.....Nation; that a male.....child was

born to me on.....27th.....day of.....Nov....., 1.904; that said child has been named

Harvey Homer Hoff..... and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two Witnesses] }

Subscribed and sworn to before me this.....day of..... 1906.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory.

Cont...... **District.**

¶ We, Nellie Hoff & Dora Crass....., a..Helpers....., on oath state that I

attended on Lizzie Beams Hoff..... wife of John Willis Hoff.....

on the 27th day of Nov., 1904; that there was born to her on said date a male

Died Oct 22th 1905	was	[Male or Female]
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child; that said child was living March 4, 1946, and is said to have been named.. Harvey Homer Hoff.....

(Signed) Dora Cross

WITNESSES TO MARK:

Mollie F. Hoff

[Must be Two Witnesses] }
(SUBMIT)

(SEAL) {
Subscribed and sworn to before me this 22 day of May 1906.

My commission expires May 12 1908 (Signed) G. W. McCary

Notary Public.

23-1119.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment
of Harvey Homer Hoff as a citizen of the Choctaw Nation.

DECISION.

It appears from the record herein that on June 27, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Harvey Homer Hoff as a citizen of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records of this office that the applicant, Harvey Homer Hoff, was born November 27, 1904 and is the child of Linnie Hoff whose name appears opposite No. 1018 upon the final roll of citizens by intermarriage of the Choctaw Nation approved by the Secretary of the Interior October 21, 1904, and John Willis Hoff, a non citizen and non applicant either for enrollment as a citizen of the Choctaw Nation or for identification as a Mississippi Choctaw.

I am of the opinion that the applicant, Harvey Homer Hoff, is not entitled to enrollment as a citizen of the Choctaw Nation and that the application for his enrollment as such should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), as amended by the Act of Congress approved June 21, 1906 (Public No. 255) and it is so ordered.



Commissioner.

Muskogee, Indian Territory,

DEC 20 1906

23-1119

COPY.

Muskogee, Indian Territory, December 20, 1906.

John Willis Hoff,

Guertis, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 20, 1906, denying the application for the enrollment of Harvey Homer Hoff as a citizen of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED Wm. C. Ball

Acting Commissioner.

Incl. 23-1119.

Registered.

23-1119

COPY
Muskogee, Indian Territory, December 20, 1906.

Mansfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 20, 1906, denying the application for the enrollment of Harvey Homer Hoff as a citizen of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

Wm. C. Deal
Acting Commissioner.

Incl. 23-1119

Copy.

Muskogee, Indian Territory, December 20, 1906.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Harvey Homer Hoff as a citizen of the Choctaw Nation, together with the decision of the Commissioner to the Five Civilized Tribes, dated December 20, 1906, denying said application.

Respectfully,

SIGNED

Wm. O. Seal
Agent Commissioner.

Incl. 23-1119

Through the
Commissioner of Indian Affairs.

D.L.M.
R.J.H.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

D.C. 11803-1907.
I.T.D. 4510-1907.

February 26, 1907.

L.R.S.

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

December 20, 1906, the Acting Commissioner transmitted the record in the matter of the application for the enrollment of Harvey Homer Hoff as a citizen of the Choctaw Nation, together with your decision of same date, denying said application.

In its letter of February 20, 1907 (Land 112309-06), a copy of which is inclosed, the Indian Office recommends that your decision be approved.

Said decision is hereby affirmed.

The papers in the case, and a carbon copy hereof, have been sent to the Indian Office.

Respectfully,

(Signed) Jesse B. Wilson,
Assistant Secretary.

1 inc. and 2 inc.
for Ind. Off.

A. F. Mc.
2-27-07.

Refer in Reply
to the following:

(COPY)

LAND
112309-1906.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 20, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of Harvey Homer Hoff as a citizen of the Choctaw Nation, including decision of the Commissioner to the Five Civilized Tribes, dated December 20, 1906, adverse to the applicant.

The record shows that on June 27, 1906 application was made to the Commissioner to the Five Civilized Tribes for the enrollment of this applicant as a citizen of the Choctaw Nation. The record further shows that the applicant was born November 27, 1904, and that he is a child of Lizzie Hoff, whose name appears on the final roll of citizens by intermarriage of the Choctaw Nation, and John Willis Hoff, a non-citizen.

Therefore, by reason of the provisions of the Act approved April 26, 1906 (34 Stat. L. 137), as amended by the Act of June 21, 1906 (34 Stat. L. 325), and following the decision of the Department of July 10, 1906 (I.T.D. 2548), in the William Jesse Bacon case, the Office concurs in the decision of the Commissioner to the Five Civilized Tribes denying the enrollment of this applicant as a citizen of the Choctaw Nation.

Very respectfully,

G. F. Larrabee,

Acting Commissioner.

EBM-LC.

33-1119

Waskagee, Indian Territory, March 26, 1907.

John Willis Hoff,

Guertie, Indian Territory.

Dear Sir:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of December 20, 1906, denying the application for the enrollment of Harvey Homer Hoff as a citizen of the Chectaw Nation.

Respectfully,

Geo. D. Rodgers.

ACTING Commissioner.

25-1119

Muskogee, Indian Territory, March 26, 1907.

Mansfield, McMurray & Gerniah,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 26, 1907, the
Secretary of the Interior affirmed the decision of this office of
December 20, 1906, denying the application for the enrollment of
Harvey Homer Hoff as a citizen of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers,

ACTING Commissioner.

Muskogee, Indian Territory, July 10, 1906.

John Willis Hoff,

Guestie, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the joint affidavits of Callie Deshane and Mollie T. Hoff, to the birth of Robert Joseph Hoff, child of John Willis and Lizzie Beams Hoff, and of Dora Cross and Mollie T. Hoff, to the birth of Harry Homer Hoff, child of John Willis and Lizzie Beams Hoff, April 6, 1902 and November 27, 1904 respectively.

Respectfully,

Commissioner.

7-4511
7-1325

Muskogee, Indian Territory, July 11, 1906.

Fred P. Branson,
Muskogee, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of your letter of June 27, 1906, transmitting the affidavits of Mattie Burditt to the birth of John Burditt and Clathie Burditt, March 25, 1891 and August 12, 1893, respectively; the affidavits of Mattie Burditt and Sarah Lane to the birth of Sampson Burditt and Robert Burditt, November 13, 1895 and May 20, 1902, respectively and the affidavits of Mattie Burditt and Jane Guy to the birth of Franklin Burditt, December 24, 1904, children of E. B. and Mattie Burditt.

You are advised that on July 10, 1906, a letter was addressed to John Willis Hoff acknowledging receipt of the affidavits to the birth of Robert Joseph and Harvey Homer Hoff, children of John Willis and Lizzie Beames Hoff, April 6, 1902 and November 27, 1904, respectively.

Respectfully,

Commissioner

Choctaw Minor 1120

Daisy R. Harper

M 1120

1120

MINOR
CHOCTAW
ENROLLMENT
DAISY R. HARPER
As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26, 1906

SEE C 31

SEE 7-4979 for record

SEE 4977

REFUSED FEB 4 1907

Copy of Decision Forwarded
Applicant FEB 4 1907

Copy of Decision Forwarded
Attorney for Applicant FEB 4 1907

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations. FEB 4 1907

RECORD FORWARDED DEPARTMENT
FEB 4 1907

ACTION APPROVED BY
SECRETARY OF INTERIOR FEB 28 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations. APR 6 1907

Notice of Departmental Action
Forwarded Attorney for Applicant
APR 6 1907

1120

(OVER)

March 26, 1909. Dept. refers letter
of Kappler & Merellat for report

April 7, 1909. Report to Department

April 13, 1909 (Dept refers letter of
April 17, 1909 (Kappler & Merillat for
report.)

April 23, 1909 Report to Dept.

May 28, 1909. Dept holds case is not
analogous to Goldsby
case and declines to
take action looking to
enrollment of applicants.

June 11, 1909. Parties notified.

C -31
7-4979
7-4976
7-4977
7-4978
7-5012
7-5026
7-5037
7-5038
7-D-535
7-5013
23-1093
23-1120
23-1274

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
SAMUEL C. WALL, et al., as citizens of the Choctaw Nation.

D E C I S I O N.

The record herein shows that application was made to the Commission to the Five Civilized Tribes at Pauls Valley, Indian Territory, September 14, 1898, by Samuel C. Wall for the enrollment of himself and his minor son, Sam P. Wall, as citizens of the Choctaw Nation, and for the enrollment of his wife, Ellen Wall, as a citizen by intermarriage of the Choctaw Nation; that on the same date application was made by Thomas Wall to the Commission to the Five Civilized Tribes for the enrollment of himself and his minor children, Hiram T. Wall and Bessie Lee Wall, as citizens of the Choctaw Nation; that on the same date application was made to the Commission to the Five Civilized Tribes by Thomas J. Hogg for the enrollment of Eunice Hogg and Effie Hogg as citizens of the Choctaw Nation; that on June 3, 1901, written application was filed for the enrollment of Ora Nellie Hogg, minor daughter of Thomas J. Hogg and Eunice Hogg, as a citizen of the Choctaw Nation; that on September 14, 1898, application was made to the Commission to the Five Civilized Tribes by James N. Harper for the enrollment of his wife, Daisy Harper and his minor son, Lawrence V. Harper, as citizens of the Choctaw Nation; that on June 28, 1900, written application was filed for the enrollment of Gracie Ellen Harper, and on November 1, 1902, written application was filed for the enrollment of James Custer Harper, minor children of James N. Harper and Daisy Harper, as citizens of the Choctaw Nation; that on September 14, 1898, application was made to the Commission to the Five Civilized Tribes by Dick Randolph for the enrollment of himself as a citizen by intermarriage of the Choctaw Nation and for the enrollment of his wife, Myrtle Randolph, and his minor children, Minnie Randolph, Dugosa Randolph, Herman Randolph, Hughie Randolph and Lena R. Randolph, as citizens of the Choctaw Nation; that on November 26, 1901, written application was filed for the enrollment of Vivian Randolph, minor daughter of Dick Randolph and Myrtle Randolph, as a citizen of the Choctaw Nation, that on February 9, 1901, written application was filed for the enrollment of Lelia

Blanche Myers, and on June 28, 1902, written application was filed for the enrollment of John Boyd Myers, minor children of William Myers and Minnie Myers (formerly Randolph) as citizens of the Choctaw Nation; that on September 15, 1898, application was made to the Commission to the Five Civilized Tribes at Pauls Valley, Indian Territory, by Waldemar Thompson for the enrollment of himself and his minor daughter, Dollie Thompson, as citizens of the Choctaw Nation. Subsequent thereto, written applications were filed for the enrollment of Myrtle Thompson, Claudia Ellen Thompson and Giles Clide Thompson, minor children of Waldemar Thompson and May Thompson, as citizens of the Choctaw Nation; that application was made to the Commission to the Five Civilized Tribes at Pauls Valley, Indian Territory, September 15, 1898, by William E. Wheat for the enrollment of himself as an intermarried citizen of the Choctaw Nation, and for the enrollment of his minor children, Jesse C. Wheat and Myrtle E. Wheat, as citizens of the Choctaw Nation; that on the same date application was made to the Commission to the Five Civilized Tribes by William J. Thompson for the enrollment of himself as a citizen of the Choctaw Nation; that on November 14, 1902, written application was filed for the enrollment of Winona Thompson, minor child of said William J. Thompson and his wife, Savannah Thompson, as a citizen of the Choctaw Nation; that application was made to the Commission to the Five Civilized Tribes at Atoka, Indian Territory, December 5, 1899, by William Myers for the enrollment of himself as an intermarried citizen of the Choctaw Nation; that on September 14, 1898, application was made to the Commission to the Five Civilized Tribes at Pauls Valley, Indian Territory, for the enrollment of Beccosa Thompson and Ellen Thompson as citizens of the Choctaw Nation.

It further appears from the records in the possession of the Commissioner to the Five Civilized Tribes that application was made to the Commission to the Five Civilized Tribes on September 8, 1896, in 1896 Choctaw Citizenship case No. 540, for the admission to citizenship in the Choctaw Nation under the provisions of the Act of Congress approved June 10, 1896, (29 Stats., 321), of the following applicants; Samuel C. Wall (as Samuel Wall), Ellen Wall, Daisy Harper (as Daisy Wall), Eunice Hogg (as Unis Wall), Sam B. Wall, Thomas Wall, Hiram T. Wall (as Hiram Wall), and Bessie L. Wall (as Bessie Wall).

Said application was denied by the Commission to the Five Civilized Tribes on December 2, 1896. From this decision of the Commission appeal was taken to the United States Court for the Southern District of Indian Territory, which court, on January 19, 1898, rendered a judgment therein reversing the decision of the Commission and enrolling said applicants as citizens of the Choctaw Nation.

Said Judgment was subsequently vacated, set aside and held for naught by a decree of the Choctaw and Chickasaw Citizenship Court on December 17, 1902, in the test case of "Choctaw and Chickasaw Nations or Tribes vs. J. T. Riddle et al."

Said cause was subsequently certified to the Choctaw-Chickasaw Citizenship Court created under the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641), for a trial de novo, and on November 29, 1904, in the case entitled "Samuel Wall et al., vs. Choctaw and Chickasaw Nations", said Citizenship Court rendered a judgment therein, wherein it was "ordered adjudged and decreed that the petition of the plaintiffs, Samuel Wall or Samuel C. Wall, Ellen Wall, Daisy Wall or Daisy Wall, Unis Wall, Sam B. Wall, Thomas Wall or Thos. Wall, Hiram Wall and Bessie Wall,

be denied and that they be declared not citizens of the Choctaw Nation, and not entitled to enrollment as such, and not entitled to any rights whatever flowing therefrom".

It further appears from the records in the possession of the Commissioner to the Five Civilized Tribes that application was made to the Commission to the Five Civilized Tribes on September 8, 1896, in 1896 Choctaw Citizenship case No. 1182, for admission to citizenship in the Choctaw Nation under the provisions of the Act of Congress approved June 10, 1896 (29 Stats., 321), of the following applicants: Dick Randolph, Myrtle Randolph, Minnie Randolph, Decosa Randolph, Herman Randolph, Hughie Randolph (as Hughie C. Randolph), William E. Wheat (as William Wheat), Myrtle E. Wheat (as Myrtle Wheat), Jesse C. Wheat (as Jesse Wheat), Waldemar Thompson, Dollie Thompson, William J. Thompson (as William Thompson), Decosa Thompson, Ellen Thompson and May Thompson. On December 7, 1896, the Commission to the Five Civilized Tribes denied said application. From this decision an appeal was taken to the United States Court for the Southern District of Indian Territory, which court, on January 16, 1898, in the case entitled "Dick Randolph, et al., vs. Choctaw Nation", rendered a judgment admitting all of said applicants to citizenship, except Myrtle Wheat and May Thompson, whose names were not mentioned in said judgment. Said judgment was subsequently vacated, set aside and held for naught by a decree of the Choctaw and Chickasaw Citizenship Court on December 17, 1902, in the test case of "Choctaw and Chickasaw Nations or Tribes vs. J. T. Riddle, et al." Said cause was subsequently certified to the Choctaw-Chickasaw Citizenship Court, created under the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641), for a trial de novo, which court, on November 29, 1904, in the case entitled "Dick Randolph, et al., vs. Choctaw and Chickasaw Nations", rendered a judgment therein, wherein it was "ordered, adjudged and decreed that the petition of the plaintiffs, Dick Randolph, Myrtle Randolph or Myrtle Randolph, Minnie Randolph, Decosa Randolph or Decosa Randolph, Herman Randolph, Hughie C. Randolph or Hughie Randolph, William Wheat or Wm. Wheat, Jess Wheat or Jesse Wheat, De Cosa Thompson or Decosa Thompson, Ellen Thompson, Waldemar Thompson, Dollie Thompson and William J. Thompson or William Thompson, be denied, and that they be declared not citizens of the Choctaw Nation, and not entitled to enrollment as such citizens, and not entitled to any rights whatever flowing therefrom; and as to the petitioners, Myrtle Wheat and May Thompson, the Court having no jurisdiction, their petition is dismissed".

On January 21, 1905, the Commission to the Five Civilized Tribes issued an order dismissing the application for the enrollment of William Myers as a citizen by intermarriage of the Choctaw Nation, for the reason that the right of his wife, Minnie Myers (as Minnie Randolph), to citizenship in the Choctaw Nation had been adversely determined by a decree of the Choctaw and Chickasaw Citizenship Court on November 29, 1904.

On January 23, 1905, the Commission to the Five Civilized Tribes issued orders dismissing the applications for the enrollment of Lawrence V. Harper, Gracie Ellen Harper, James Custer Harper, Effie Hogg, Ora Nellie Hogg, Lena R. Randolph, Vivian Randolph, Lelia Blanche Myers, and John Boyd Myers, and on January 24, 1905, orders were issued by the Commission to the Five Civilized Tribes dismissing the applications for the enrollment of Winona Thompson, Myrtle Thompson, Claudia Ellen Thompson and Giles Clyde Thompson.

said orders being based upon the fact that the rights of the persons through whom said applicants claim their right to enrollment as citizens of the Choctaw Nation had been adversely determined by the decrees of the Choctaw and Chickasaw Citizenship Court in the cases above referred to.

On February 4, 1906, the Commission to the Five Civilized Tribes rendered a decision denying the application for the enrollment of Myrtle E. Wheat as a citizen of the Choctaw Nation.

Under the regulations adopted by the Commissioner to the Five Civilized Tribes January 2, 1906, there was filed on January 30, 1906, by O. W. Patchell, attorney at law, Pauls Valley, Indian Territory, a petition verified by S. C. Wall, W. J. Thompson, Will Myers, W. E. Thompson and Tom Wall, praying for the enrollment of Samuel C. Wall, Samuel Wall, Jr., Thomas Wall, Hiram Wall, Bessie Wall, Elmer Wall, Elizabeth Wall, Daisy Harper, Lawrence Harper, Gracie Harper, Custer Harper, Rudella Hopper, Eunice Hogg, Effie Hogg, Nellie Hogg, Lizzie Hogg, Samuel J. Hogg, Myrtle Randolph, Decosa Randolph, Herman Randolph, Hugh C. Randolph, Lena R. Randolph, Roy Randolph, Vivian Randolph, Minnie Myers, Lelia Blanche Myers, John B. Myers, Dick Myers, Jesse Wheat, Myrtle Wheat, Waldemar E. Thompson, Arthur Thompson, Dollie Thompson, Claudie Thompson, Giles Thompson, William J. Thompson, Winona Thompson, and Ella Thompson as citizens of the Choctaw Nation, and for the enrollment of Dick Randolph, William E. Wheat, May Thompson, William Myers, Savannah Thompson and Ellen Wall as citizens by intermarriage of the Choctaw Nation.

The material allegations in the petition are that the petitioners are the descendants of Noah Wall, a white man, who it is alleged became a member of the Choctaw Nation about the year 1800 by intermarriage with _____ Polson, a Choctaw woman by blood, and of Giles Thompson, also a white man, who it is alleged became a member of the Choctaw Nation by its marriage with a Choctaw woman by the name of Charlotte Wall in the year 1824; that the petitioners have been informed and believe that Giles Thompson was formally adopted by an act of the Choctaw Council as a citizen of the Choctaw Nation, but that said petitioners have been unable to find any records containing said Act.

The petitioners, Samuel C. Wall, Ellen Wall, Sam P. Wall, Thomas Wall, Hiram Wall, Bessie Wall, Daisy Harper, Lawrence Harper, Gracie Harper, Custer Harper, Eunice Hogg, Effie Hogg, Nellie Hogg, Dick Randolph, Myrtle Randolph, Decosa Randolph, Herman Randolph, Hugh C. Randolph, Lena R. Randolph, Vivian Randolph, William Myers, Minnie Myers, Lelia Blanche Myers, John B. Myers, William E. Wheat, Jesse Wheat, Myrtle Wheat, Waldemar E. Thompson, Dollie Thompson, Claudie Thompson, Giles Thompson, William J. Thompson, Winona Thompson and Ellen Thompson, are identical with the persons for whose enrollment as citizens of the Choctaw Nation application was made to the Commission to the Five Civilized Tribes under the provisions of the Act of Congress approved June 28, 1898 (30 Stats., 495).

This office has no record of any application ever having been made for the enrollment of the petitioners, Elmer Wall, Elizabeth Wall, Rudella Hopper, Lizzie Hogg, Samuel J. Hogg, Roy Randolph, Dick Myers, May Thompson, Arthur Thompson and Savannah Thompson, as citizens of the Choctaw Nation under the provisions of the Act of Congress approved June 28, 1898, or any subsequent Act of Congress prior to the filing of the petition herein.

On April 26, 1906, written application was made for the enrollment of Lizzie Louisa Hogg, born April 7, 1903, minor daughter of Bunice Hogg and J. T. Hogg, a non-citizen, as a citizen of the Choctaw Nation. On July 18, 1906, application was received under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), for the enrollment of Robert E. Wall, born April 24, 1903, minor child of Thomas Wall and Elizabeth Wall, as a citizen of the Choctaw Nation. Said applicants appear to be identical with Lizzie Hogg and Elmer Wall mentioned in the petition filed January 30, 1906, and for the purposes of this decision will be so considered. On July 18, 1906, application was received for the enrollment of Daisy Harper, born July 31, 1904, minor child of J. N. Harper and Daisy Harper, as a citizen of the Choctaw Nation.

It is not alleged in the petition filed January 30, 1906, that any of the petitioners were ever recognized and enrolled by the tribal authorities of the Choctaw Nation as citizens of said nation.

The surname "Thompson" appears several times upon the tribal rolls of the Choctaw Nation. This office is unable however, to identify any of the applicants herein as identical with any of the persons whose names appear on said rolls.

For the purpose of determining whether Giles Thompson, the ancestor of certain petitioners herein, was ever adopted by an Act of Choctaw Council as alleged in the petition, this office on July 31, 1906, addressed a communication to Edward H. Wilson, Secretary of the Choctaw Nation, requesting to be furnished a certified copy of the Act of the Choctaw Council admitting said Giles Thompson, if said Act was ever passed. In response to said communication, said E. H. Wilson addressed a letter to the Commissioner on August 6, 1906, in which he stated that there was no such Act on file in the office of the National Secretary. Copies of said communications are made a part of the record hereof.

I am of the opinion that inasmuch as it does not appear from the records in the possession of the Commissioner to the Five Civilized Tribes that any of the applicants ever occupied such a status as would entitle them to enrollment as citizens of the Choctaw Nation, and inasmuch as it is not alleged in the petition filed January 30, 1906, that any of the said applicants ever occupied such a status, the decision of the Choctaw and Chickasaw Citizenship Court of November 29, 1904, is final, and that the application for the enrollment of such of the applicants as made application in 1898, and the petition filed January 30, 1906, in so far as same applies to said applicants, should be denied.

I am, therefore, of the opinion that the application for the enrollment of Samuel C. Wall, Sam P. Wall, Thomas Wall, Hiram T. Wall, Bessie L. Wall, Daisy Harper, Bunice Hogg, Myrtle Randolph, Minnie Myers, Decosa Randolph, Herman Randolph, Hughie Randolph, Jesse G. Wheat, Waldemar Thompson, William J. Thompson, Dollie Thompson, Decosa Thompson and Ellen Thompson as citizens of the Choctaw Nation, and the petition herein in so far as same applies to said applicants, should be denied under the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641), and it is so ordered.

I am further of the opinion that the application for the

enrollment of Ellen Wall, Dick Randolph and William B. Wheat as citizens by intermarriage of the Choctaw Nation, and the petition herein in so far as same applies to said applicants, should be denied under the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641), and it is so ordered.

I am further of the opinion that the petition herein in so far as it applies to the petitioners, Lawrence Harper, Gracie Harper, Custer Harper, Effie Hogg, Nellie Hogg, Lena R. Randolph, Vivian Randolph, Lelia Blanche Myers, John B. Myers, Claudie Thompson, Giles Thompson and Winona Thompson, whose applications for enrollment as citizens of the Choctaw Nation have heretofore been dismissed, and Myrtle B. Wheat, whose application for enrollment as a citizen of the Choctaw Nation has heretofore been denied, should be denied under the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641), and it is so ordered.

I am further of the opinion that the petition herein in so far as it applies to the petitioner, William Myers, whose application for enrollment as an intermarried citizen of the Choctaw Nation has heretofore been dismissed, should be denied under the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641), and it is so ordered.

I am further of the opinion that the petition herein in so far as same applies to the minor petitioners, Rudella Ropper Samuel J. Hogg, Roy Randolph, Dick Myers, and Arthur Thompson, should be considered as an application for the enrollment of said petitioners as citizens of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), that said application should be dismissed, and it is so ordered.

I am further of the opinion that the petition herein in so far as same applies to the petitioners, Elizabeth Wall and Savannah Thompson, for whose enrollment as citizens by intermarriage of the Choctaw Nation no application was made prior to December 1, 1905, should be dismissed under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), and it is so ordered.

I am further of the opinion that the application and petition for the enrollment of Lizzie Louisa Hogg, Robert E. Wall, and Daisy R. Harper, as citizens of the Choctaw Nation should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), and it is so ordered.

I am further of the opinion that following the ruling of the Department of May 25, 1906 (I.T.D. 9114-1906), in the case of Laura E. Akin, and of October 10, 1906, (I.T.D. 15388-18926-1906), in the case of Hayne Welms, the petition herein in so far as same applies to the petitioner, May Thompson, should be denied, and it is so ordered.

Tans Bixby,
Commissioner.

Muskogee, Indian Territory,
Feb. 4-1907.

Muskogee, Oklahoma, April 7, 1906.

Report on letter of
Kappeler & Merrillat in re
Choctaw enrollment cases
of William J. Thompson
and others.

The Honorable,

The Secretary of the Interior.

Sir:

March 20, 1906 (File S-61, Choctaw), the Department transmitted to this office for report, to be forwarded through the Indian Office, a letter dated March 20, 1906, from Messrs. Kappeler & Merrillat, Washington, D. C., relative to the enrollment cases of William J. Thompson, Myrtle Randolph, Dick Randolph, Samuel R. Wall, Samuel F. Wall, and other (unnamed) members of the Randolph-Thompson and Wall families.

Messrs. Kappeler & Merrillat claim that the names of these persons were stricken from the approved rolls of the Five Civilized Tribes, and now demand that they be restored to the status of recognized citizens of the Choctaw Nation.

Reporting in this matter I have the honor to advise that application was made to the Commission to the Five Civilized Tribes at Pankia Valley, Indian Territory, September 14, 1903, by Samuel R. Wall for the enrollment of himself and his minor son, Sam F. Wall, as citizens of the Choctaw Nation, and for the enrollment of his wife, Ellen Wall, as a citizen by intermarriage of the Choctaw Nation; that on the same date application was made by Thomas Wall

for the enrollment of himself and his minor children, Hiram J. Wall and Beaulie Lee Wall, as citizens of the Choctaw Nation; and by Thomas J. Hogg for the enrollment of Eunice Hogg and Effie Hogg as citizens of the Choctaw Nation; that on June 3, 1901, written application was filed for the enrollment of Ora Nellie Hogg, minor daughter of Thomas J. Hogg and Eunice Hogg, as citizens of the Choctaw Nation; that on September 14, 1900, application was made by James M. Harper for the enrollment of his wife, Daisy Harper, and his minor son, Lawrence V. Harper, as citizens of the Choctaw Nation; that on June 28, 1900, written application was filed for the enrollment of Gracie Ellen Harper, and on November 1, 1902, written application was filed for the enrollment of James Gustar Harper, minor children of James M. Harper and Daisy Harper, as citizens of the Choctaw Nation; that on September 14, 1900, application was made by Nick Randolph for enrollment as a citizen by intermarriage of the Choctaw Nation, and for the enrollment of his wife, Myrtie Randolph, and his minor children, Minnie, Becca, Norman, Eugene, and Lema B. Randolph, as citizens of the Choctaw Nation; that on November 26, 1901, written application was filed for the enrollment of Vivian Randolph, minor daughter of Nick and Myrtie Randolph, as a citizen of the Choctaw Nation; that on February 9, 1901, written application was filed for the enrollment of Lella Flanders Myers, and on June 28, 1900, written application was filed for the enrollment of John Boyd Myers, minor children of William Myers and Minnie

erty Randolph), as citizens of the Chectaw Nation; that
April 18, 1898, application was made at Pauls Valley, Indian
territory, by Waldemar Thompson for the enrollment of himself and
his minor daughter, Nellie Thompson, as citizens of the Chectaw Na-
tion. Subsequent thereto, written applications were filed for the
enrollment of Myrtle Thompson, Claudia Ellen Thompson and Ellen
Clide Thompson, minor children of Waldemar Thompson and May Thomp-
son, as citizens of the Chectaw Nation; that application was made
September 18, 1898, by William E. Wheat for the enrollment of him-
self as an intermarried citizen and for his minor children, Jesse G.
and Myrtle E. Wheat, as citizens of the Chectaw Nation; that on
the same date application was made by William J. Thompson for en-
rollment as a citizen of the Chectaw Nation; that on November 14,
1902, written application was filed for the enrollment of Vinona
Thompson, minor child of said William J. Thompson and his wife,
Maryannah Thompson, as a citizen of the Chectaw Nation; that applic-
ation was made at Moku, Indian Territory, December 8, 1898, by
William Myers for enrollment as an intermarried citizen of the
Chectaw Nation; that on September 14, 1898, at Pauls Valley, Indian
Territory, application was made for the enrollment of Rebecca and
Ellen Thompson as citizens of the Chectaw Nation.

It further appears that application was made to the Commis-
sion to the Five Civilized Tribes on September 8, 1898, in 1898
Chectaw Citizenship case No. 540, for the admission to citizenship

in the Choctaw Nation under the provisions of the Act of Congress approved June 10, 1906 (34 Stat., 321) of the following applicants: Samuel C. Wall (as Samuel Wall), Ellen Wall, Emily Harper (as Emily Wall), Annie Hogg (as Annie Wall), Sam F. Wall, Thomas Wall, Hiram T. Wall (as Hiram Wall) and Beatie T. Wall (as Beatie Wall).

Said application was denied by the Commission to the Five Civilized Tribes on December 2, 1906. From this decision an appeal was taken to the United States Court for the Southern District of Indian Territory, which court, on January 19, 1908, rendered a judgment therein reversing the decision of the Commission and annulling said applicants as citizens of the Choctaw Nation. This judgment was subsequently vacated, set aside and held for naught by a decree of the Choctaw and Chickasaw Citizenship Court on November 17, 1908, in the test case of "Choctaw and Chickasaw Nations or Tribes vs. J. T. Riddle, et al."

This cause was subsequently certified to the Choctaw-Chickasaw Citizenship Court created under the provisions of the Act of Congress approved July 1, 1902 (32 Stat., 641), for a trial de novo, and on November 29, 1904, in the case entitled "Samuel Wall, et al., vs. Choctaw and Chickasaw Nations," said Citizenship Court rendered a judgment therein, wherein it was ordered, adjudged and decreed that the petition of the plaintiffs, Samuel Wall or Samuel C. Wall, Ellen Wall, Emily Wall or Emily Wall, said Wall,

Sam F. Wall, Thomas Wall or Theo. Wall, Hiram Wall and Jennie Wall, be denied and that they be declared not citizens of the Choctaw Nation, and not entitled to enrollment as such, and not entitled to any rights whatever flowing therefrom."

It further appears that application was made to the Commission to the Five Civilized Tribes on September 8, 1900, in 1900 Choctaw Citizenship Case No. 1182, for admission to citizenship in the Choctaw Nation under the provisions of the Act of Congress approved June 10, 1896 (29 Stat., 382), of the following applicants: Dick Randolph, Myrtle Randolph, Minnie Randolph, Beccora Randolph, Herman Randolph, Hughie Randolph (as Hughie C. Randolph), William E. Wheat (as William Wheat), Myrtle E. Wheat (as Myrtle Wheat), Jennie E. Wheat (as Jennie Wheat), Wilmam Thompson, Willie Thompson, William J. Thompson (as William Thompson), Beccora Thompson, Ellen Thompson and Ray Thompson.

This application was denied December 7, 1900, by the Commission to the Five Civilized Tribes, and an appeal was taken to the United States Court for the Southern District of Indian Territory, which court, on January 19, 1902, in the case entitled "Dick Randolph, et al. vs. Choctaw Nation," rendered a judgment admitting all of said applicants to citizenship, except Myrtle Wheat and Ray Thompson, whose names were not mentioned in said judgment.

The judgment of the United States Court was subsequently vacated, set aside and held for naught by a decree of the Choctaw-

Chickasaw Citizenship Court on December 17, 1902, in the last case of "Chester and Chickasaw Nations or Tribes vs. J. I. Riddle, et al." Said case was subsequently certified to the Chester-Chickasaw Citizenship Court for a trial de novo, which court, on November 29, 1904, in the case entitled "Dick Randolph, et al. vs Chester and Chickasaw Nations," rendered a judgment therein, wherein it was ordered, adjudged and decreed that the petition of the plaintiffs, Dick Randolph, Myrtle Randolph or Myrtle Randolph, Minnie Randolph, DeCora Randolph or DeCora Randolph, Norman Randolph, Hughie C. Randolph or Hughie Randolph, William Wheat or Wm. Wheat, Jess Wheat or Jess Wheat, B. C. Thompson or Becca Thompson, Ellen Thompson, Valdemar Thompson, Willie Thompson and William F. Thompson or William Thompson, be denied, and that they be declared not citizens of the Chester Nation, and not entitled to enrollment as such citizens, and not entitled to any rights whatever flowing therefrom; and as to the petitioners, Myrtle Wheat and May Thompson, the Court having no jurisdiction, their petition is dismissed.

On January 31, 1905, the Commission to the Five Civilized Tribes issued an order disavowing the application for the enrollment of William Myers as a citizen by intermarriage of the Chester Nation, for the reason that the right of his wife, Minnie Myers (ne Minnie Randolph), to citizenship in the Chester Nation had been seriously determined by a decree of the Chester and Chickasaw Citizenship Court on November 29, 1904.

The Commissioner to the Five Civilized Tribes on January 23, 1906, issued orders dismissing the applications for the enrollment of Lawrence V. Harper, Grace Helen Harper, James Carter Harper, Effie Hagg, Ora Nellie Hagg, Lena E. Randolph, Vivian Randolph, Lelia Elsie Myers and John Boyd Myers, and on January 24, 1906, orders were issued dismissing the applications for the enrollment of Winona Thompson, Myrtle Thompson, Claudia Helen Thompson and Oilee Glida Thompson, said orders being based upon the fact that the rights of the persons through whom said applicants claim their right to enrollment as citizens of the Choctaw Nation had been adversely determined by the decree of the Choctaw and Chickasaw Citizenship Court in the cases above referred to.

On February 4, 1906, the Commission to the Five Civilized Tribes rendered a decision denying the application for the enrollment of Myrtle E. Wheat as a citizen of the Choctaw Nation.

Under the regulations adopted by the Commissioner to the Five Civilized Tribes January 2, 1906, there was filed on January 30, 1906, by C. W. Patchell, Attorney at Law, Paris Valley, Indian Territory, a petition verified by E. H. Wall, W. J. Thompson, Will Myers, W. E. Thompson and Tom Wall, praying for the enrollment of Samuel C. Wall, Samuel Wall Jr., Thomas Wall, Winona Wall, Rosale Wall, Elmer Wall, Elizabeth Wall, Daisy Harper, Lawrence Harper, Grace Harper, Carter Harper, Rudella Boyer, Sammie Hagg, Effie Hagg, Nellie Hagg, Lizzie Hagg, Samuel J. Hagg, Myrtle Randolph,

Desena Randolph, Norman Randolph, Hugh C. Randolph, Lena E. Randolph, Ray Randolph, Vivian Randolph, Minnie Myers, Lella Blanche Myers, John E. Myers, Dick Myers, Jesse Wheat, Myrtle Wheat, Waldemar E. Thompson, Arthur Thompson, Billie Thompson, Glendie Thompson, Elmer Thompson, William J. Thompson, Virginia Thompson and Eile Thompson as citizens of the Cheate Nation, and for the enrollment of Dick Randolph, William E. Wheat, Ray Thompson, William Myers, Savannah Thompson and Ellen Wall as citizens by intermarriage of the Cheate Nation.

The material allegations in the petition were that the petitioners were the descendants of Noah Wall, a white man, who it is alleged became a member of the Cheate Nation about the year 1860 by intermarriage with _____ Folsom, a Cheate woman by blood, and of Giles Thompson, also a white man, who it is alleged became a member of the Cheate Nation by intermarriage with a Cheate woman by the name of Charlotte Wall in the year 1826; that the petitioners were informed and believed that Giles Thompson was formally adopted by an act of the Cheate Council as a citizen of the Cheate Nation, but that petitioners were unable to find any records containing said Act.

The petitioners, Samuel S. Wall, Ellen Wall, Sam P. Wall, Thomas Wall, Hiram Wall, Basil Wall, Daisy Harper, Lawrence Harper, Gracie Harper, Gustav Harper, Eunice Hagg, Effie Hagg, Nellie Hagg, Dick Randolph, Myrtle Randolph, Desena Randolph, Norman Randolph, Hugh C. Randolph, Lena E. Randolph, Vivian Randolph, William Myers

Minnie Myers, Lelia Blanche Myers, John D. Myers, William E. Wheat, Jesse Wheat, Myrtle Wheat, Waldemar E. Thompson, Nellie Thompson, Glendie Thompson, Alice Thompson, William J. Thompson, Virginia Thompson and Ellen Thompson, are identical with the persons for whose enrollment as citizens of the Choctaw Nation application was made to the Commission to the Five Civilized Tribes under the provisions of the Act of Congress approved June 28, 1906 (34 Stat., 495).

It does not appear that there is any record in this office of any application ever having been made for the enrollment of the petitioners, Elmer Wall, Elizabeth Wall, Rudella Hopper, Lizzie Hogg, Samuel J. Hogg, Ray Randolph, Dick Myers, Ray Thompson, Arthur Thompson and Savannah Thompson, as citizens of the Choctaw Nation under the provisions of the Act of Congress approved June 28, 1906, or any subsequent Act of Congress prior to the filing of the petition herein.

On April 24, 1904, written applications were made for the enrollment of Lizzie Louisa Hogg, born April 7, 1903, minor daughter of Emile Hogg and J. T. Hogg, then-citizen, as a citizen of the Choctaw Nation. On July 12, 1904, application was received under the provisions of the Act of Congress approved April 24, 1904 (34 Stat., 157), for the enrollment of Robert E. Wall, born April 24, 1903, minor child of Thomas Wall and Elizabeth Wall as a citizen of the Choctaw Nation. Said applicants appear to be identical with Lizzie Hogg and Elmer Wall mentioned in the petition filed January

30, 1906, and on July 18, 1906, application was received for the enrollment of Miss E. Harper, born July 31, 1904, minor child of J. E. Harper and Miss Harper, as a citizen of the Chectaw Nation.

It was not alleged in the petition filed January 30, 1906 that any of the petitioners were ever recognized and enrolled by the tribal authorities of the Chectaw Nation as citizens of said Nation.

For the purpose of determining whether Giles Thompson, the ancestor of certain of the petitioners above mentioned, was ever adopted by an Act of Chectaw Council as alleged in the petition, this office on July 31, 1906, addressed a communication to Edward E. Wilson, Secretary of the Chectaw Nation, requesting to be furnished a certified copy of the Act of the Chectaw Council admitting said Giles Thompson, if said Act was ever passed. In response to said communication, E. E. Wilson addressed a letter to the Commissioner on August 9, 1906, in which he stated that there was no such Act on file in the office of the National Secretary.

On February 4, 1907, the Commissioner to the Five Civilized Tribes rendered a decision denying the application and petition for the enrollment of Samuel G. Wall, Sam F. Wall, Thomas Wall, Elisha F. Wall, Basil E. Wall, Miss Harper, Basile Hagg, Myrtle Randolph, Minnie Myers, Susan Randolph, Norman Randolph, Fugie Randolph, Jesse G. Wheat, Robert E. Wall, Waldemar Thompson, William J. Thompson, Nellie Thompson, Susan Thompson, Eliza Thompson, Linnie

Louisa Hogg and Daisy R. Harper as citizens, for the enrollment of Ellen Wall, Dick Randolph and William R. Wheat as citizens by intermarriage, dismissing the petition for the enrollment of Elizabeth Wall and Savannah Thompson, denying the petition for the enrollment of William Myers and May Thompson as citizens by intermarriage, denying the petition for the enrollment of Lawrence Harper, Gracie Harper, Gustar Harper, Effie Hogg, Nellie Hogg, Lena R. Randolph, Vivian Randolph, Lelia Blanche Myers, John R. Myers, Gladie Thompson, Miles Thompson, Winona Thompson and Myrtle Wheat as citizens and dismissing the application for the enrollment of Rudella Myper, Samuel J. Hogg, Roy Randolph, Dick Myers and Arthur Thompson as citizens of the Cherokee Nation.

The decision, with the record of proceedings in the case, was, on February 4, 1907, transmitted to the Secretary of the Interior for review.

On February 28, 1907, the Department affirmed the decision of the Commissioner to the Five Civilized Tribes of February 4, 1907, in this case.

In reporting on this matter the attention of the Department is respectfully invited to a letter dated February 19, 1907, communicating the opinion of the Attorney General to the Secretary of the Interior in certain Cherokee Indian citizenship cases, among which were the cases of Myrtle Randolph and her brother W. J. Thompson. The opinion of the Attorney General as to these two

persons, concludes as follows:

"This disposes of the cases of Myrtle Randolph and her brother W. J. Thompson: whatever their intrinsic merits these claims have been finally decided adversely to the claimants by the judgment of the Citizenship Court."

In the same letter the Attorney General rendered an opinion as to the rights of Loula (or Lulu) West et al., and stated as follows:

"This case is similar to that of Myrtle Randolph and her brother W. J. Thompson, children of Giles Thompson, above referred to, in that it involves the question of the finality of the judgment of the Citizenship Court, it being contended that the Commission in the first instance and the Citizenship Court ultimately on appeal had no jurisdiction of the case because at the time of her application to the Commission her name was upon a tribal roll.

For the reasons heretofore stated, I think this contention is not well founded, and that the Citizenship Court had jurisdiction of such cases, and its judgments therein were final."

It does not appear that the names of any of the persons concerning whom this report is submitted were ever placed upon a schedule or roll of citizens of the Cherokee Nation by the Commission or Commissioner to the Five Civilized Tribes, nor that any of them were ever allowed to select an allotment of land as a citizen of the Cherokee Nation.

The letter of Engler & Merrill of March 20, 1900, is returned herewith.

Respectfully,

Through the Commissioner
of Indian Affairs,
Mail 7/2

Acting Commissioner,

Land:
27496-1908
31863-1909
J E D

DEPARTMENT OF THE INTERIOR,
Office of Indian Affairs, C.I.

Washington, Jan 3 1909

Enrollment case of
Samuel G. Wall, et al.

The Commissioner

to the Five Civilized Tribes,

Wetmore, Oklahoma,

Sir:

Referring to your reports of April 7 and 23, 1908, relative to the Shottaw enrollment case of Samuel G. Wall, et al., you are advised that on May 28, 1908, the Department held that the case mentioned is not analogous to that of John E. Goldsby and does not come within the principles announced by the Supreme Court of the United States in its decision of November 30, 1906, in that case (211 U. S. 249). The Department declined to take any action looking to the enrollment of any of the persons included in the case of Samuel G. Wall, et al. A copy of approved Office letter of May 4, 1909, is inclosed for your further information. You are requested to notify the proper parties of this action.

Very respectfully,

C. F. Hauke,

Chief Clerk.

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May 4 1900

Enrollment claims of
Samuel C. Wall, et al.

The Secretary of the Interior,

Sir:

Referring to Department letters of March 26, April 13 and 17, 1900 (File 2-21 Choctaw), there are transmitted herewith reports of April 7 and 23 from the Commissioner to the Five Civilized Tribes, in regard to the case of Samuel C. Wall, et al., applicants for enrollment as Choctaw citizens.

The history of the case is set out fully in the reports inclosed. The records show that on February 4, 1900, the Commissioner to the Five Civilized Tribes rendered a decision denying the application and petition for the enrollment of Samuel C. Wall, Sam F. Wall, Thomas Wall, Hiram T. Wall, Beadie L. Wall, Daisy Harper, Lucie Hagg, Martin Randolph, Minnie Hagg, Susan Randolph, Herman Randolph, Maggie Randolph, Jesse W. Wheat, Robert E. Wall, Waldemar Thompson, William J. Thompson, Willie Thompson, Susan Thompson, Allen Thompson, Lillie Louisa Hagg and Daisy B. Harper as citizens, for the enrollment of Ellen Wall, Dick Randolph and William H. Wheat as citizens by intermarriage, dismissing the petition for the enrollment of Elizabeth Wall and Savannah Thompson, denying the petition for the enrollment of William Hagg and May Thompson as citizens by intermarriage, denying the petition for the enrollment of Lawrence Harper, Gracie Harper, Gustar Har-

per, Myrie Hegg, Nellie Hegg, Lena R. Randolph, Vivian Randolph, Lelia Blanche Myers, John B. Myers, Gladie Thompson, Giles Thompson, Winona Thompson and Myrtle Wheat as citizens, and dismissing the application for the enrollment of Madella Heyper, Samuel J. Hegg, Roy Randolph, Dick Myers and Arthur Thompson as citizens of the Choctaw Nation.

On February 28, 1907, the Department affirmed the decision of the Commissioner denying the applications.

In this connection your attention is invited to the opinion, dated February 19, 1907, of the Attorney General, in reference to the Choctaw citizenship cases of Myrtle Randolph and her brother, W. J. Thompson, which opinion is referred to by the Commissioner to the Five Civilized Tribes in his report. The Commissioner reports that it does not appear that the names of any of the persons mentioned were ever placed upon a schedule or roll of citizens of the Choctaw Nation by the Commission or the Commissioner to the Five Civilized Tribes, or that any of them were ever allowed to select an allotment of land as a citizen of that nation.

Moreover, it does not appear from the records of the Office that the Department ever approved any applications of these persons for enrollment as citizens of the Choctaw Nation. The Office is of the opinion that the case of Samuel C. Wall, et al., is not analogous to that of John H. Galisby and does not come within the principles announced by the Supreme Court of the United States in its decision of November 30, 1906 in that case (211 U. S. 249).

It is therefore recommended that the Department take no

action looking to the curdment of any of the persons included
in the case of Samuel C. Wall, et al.

The record in the case and other papers pertaining thereto
are inclosed for your further information.

Very respectfully,

(Signed) R. G. Valentine,

Acting Commissioner.

OP-1
521

WCP

JWH

APPROVED: May 20, 1909.

Frank Pierce

First Assistant Secretary.

JWH

Choctaw 4988
Choctaw Miner
1120.

Muskogee, Oklahoma, June 11, 1909.

Mrs. Daisy Harper,

Johnson, Oklahoma,

Madam:

You are hereby advised that on May 28, 1909, the Secretary of the Interior held that the Choctaw enrollment case of Samuel G. Wall et al. is not analogous to that of John E. Goldsby (211 U. S. 249) and that he can take no action looking to the enrollment of any of the applicants therein under the opinion of the United States Supreme Court of November 30, 1908, in the said Goldsby case.

Respectfully,

Acting Commissioner.

AB

Choctaw Minor 1121

Littie May Hickman

M 1121

1121

MINOR
CHOCTAW
ENROLLMENT

LITTLE MAY HICKMAN

As a citizen of the

CHOCTAW NATION

Act of Congress

Approved April 26. 1906

See W-146

DECISION RENDERED DEC 24 1906

REFUSED DEC 24 1906

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations. DEC 24 1906

COPY OF DECISION FORWARDED
APPLICANT DEC 24 1906

RECORD FORWARDED DEPARTMENT
DEC 24 1906

ACTION APPROVED BY
SECRETARY OF INTERIOR FEB 26 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations. Apr 5 1907

Notice of Departmental
Action Mailed Applicant. Apr 5 1907

1121

7-5967

Muskogee, Indian Territory, June 15, 1906.

Samuel Hickman,

Hewe, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of
Highly Hickman and B. D. Woodson to the birth of Lattie May Hick-
man, child of Samuel and Highly Hickman, December 14, 1905, and
the same have been filed as an application for the enrollment of
said child.

Respectfully,

Commissioner.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

FEB.

I.T.D. 2632, 2672, 2740, 2960, 3264-1907.

3296, 3304, 3336, 3374, 3384, "
3394, 3416, 3446, 3452, 3480, "
3482, 3530, 3546, 3554, 3560, "
LES. 3568, 3570, 3572, 3602, 3652, "
3680, 3694, 3912, 3982, 4042, "
4084, 4112, 4116, 4142, 4194, "
4200, 4230, 4236, 4240, 4242, "
4256, 4294, 4310, 4312, "

February 25, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following Chectaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case,

Date of your
letter of transmittal.

Joseph E. Collins	June 19, 1906.
James E. Barnes, et al.,	June 19, 1906.
Bennie M. Falschur, et al.,	June 19, 1906.
Jennie Joe Turner	June 19, 1906.
Thomas Woods	December 19, 1906.
Leta Benson	November 6, 1906.
Ray M. Hancock, et al.,	November 24, 1906.
Benny Crockett Coleman, et al.,	September 28, 1906.
Harry Gulon	October 2, 1906.
Lucinda M. Manks, et al.,	November 13, 1906.
Agnes Irene Coleman, et al.,	December 20, 1906.
Lillie May Fato, et al.,	December 20, 1906.
Rutha Ann Ferguson,	December 20, 1906.
Devie Aaline Goforth,	December 20, 1906.
Andrew X. Ollar, et al.,	November 15, 1906.
Nellie C. Blakely, et al.,	November 14, 1906.

Title of Case.	Date of your letter of transmittal.
Overton Martin Bonds, et al.,	January 14, 1907.
John Lee Hunt	December 20, 1906.
Kathleen Lockett	January 12, 1907.
Thomas Rudolph Hamlin	December 20, 1906.
Minnie Dunagan	January 12, 1907.
William A. Gardner,	December 20, 1906.
Sophia C. Harris, et al.,	December 20, 1906.
Jesse Monroe Jones	January 12, 1907.
Bertie Cotton, et al.,	October 4, 1906.
Haggie Irene Stalamp,	November 21, 1906.
L. Everett Parks, et al.,	November 21, 1906.
Ella Florence Cochran,	October 2, 1906.
Glee Irene Cummings, et al.,	December 22, 1906.
Tilden J. Smith,	November 21, 1906.
Jewell Horryman,	November 21, 1906.
Jim Gentilew, et al.,	December 21, 1906.
Lettie May Richman, et al.,	December 24, 1906.
Ess Colbert, et al.,	December 21, 1906.
Matilda Florence,	June 20, 1906.
Mary Jane Pulson, et al.,	June 18, 1906.
Lee Keck, et al.,	October 20, 1906.
Magnolia Thompson,	November 21, 1906.
John Hardy Sterling, et al.,	November 23, 1906.
James Maherry-Horse Jr.,	January 16, 1907.
James S. Shaw,	November 21, 1906.
Sallie Engleman, et al.,	January 16, 1907.
Fannie Pearl Beagles, et al.,	December 21, 1906.
Thomas A. Fitzgerald(Jr.)	December 21, 1906.

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesus E. Wilson,
Assistant Secretary.

44 inc. and
92 for Ind. Of.
A. P. Ho.
Bureau.

REFER IN REPLY TO THE FOLLOWING:

Land.

118844-1906.

DEPARTMENT OF THE INTERIOR,

OFFICE OF INDIAN AFFAIRS,

WASHINGTON.

February 18, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to transmit herewith a communication from the Acting Commissioner to the Five Civilized Tribes dated December 24, 1906, enclosing the record in the matter of the application for the enrollment of Lettie May Hickman, and the petition for the enrollment of Ervy Hickman, Ida Pearl Hickman, Elizabeth Hickman, Lula Hickman and John Alexander Hickman as citizens of the Choctaw Nation, including the decision of the Commissioner, rendered December 24, 1906, denying the application and petition.

The record shows that application was made to the Commissioner on June 9, 1906, for the enrollment of Lettie May Hickman, born December 14, 1905, as a citizen of the Choctaw Nation under the provisions of the Act of April 26, 1905, (34 Stats. L., 137). On February 27, 1906, there was filed a petition praying for the enrollment of Ervy, Ida Pearl, Elizabeth, Lula and John Alexander Hickman as citizens of the Choctaw Nation, under the regulations of the Commissioner adopted January 2, 1906. All of the applicants above named are the children of Samuel Hickman, an intermarried citizen of the Choctaw Nation whose name is opposite No. 1514 on that roll, and Highly Hickman, a non-citizen and non-applicant for enrollment as a citizen of the Choctaw Nation or for identi-

fication as a Mississippi Choctaw.

Under the provisions of the Act of April 26, 1906, (34 Stats. L., 137) as amended by the Act of June 21, 1906, (34 Stats. L 325) providing for the enrollment of "children of Indians by blood" and following Departmental decision in the case of William Jesse Racon (I.T.D. 2548 -1906) the Office is of the opinion that the decision of the Commissioner adverse to all the applicants is correct, and it is recommended that it be affirmed.

Very respectfully,

C. F. Larrabee,
Acting Commissioner.

EVE

Choctaw Minor 1122

Allie F. Hamilton

Nettie Hamilton

Edna Hamilton

Lottie Hamilton

Iva May Hamilton

Henry F. Hamilton

M 1122

MINOR
CHOCTAW
ENROLLMENT

As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26, 1906

ALLIE F. HAMILTON	
NETTIE	"
EDNA	"
LOTTIE	"
IVA MAY	"
HENRY F.	"

DECISION RENDERED DEC 21 1906

REFUSED DEC 21 1906

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations. DEC 21 1906

COPY OF DECISION FORWARDED
APPLICANT DEC 21 1906

RECORD FORWARDED DEPARTMENT
DEC 21 1906

SEE PET. # W. 113

ACTION APPROVED BY
SECRETARY OF INTERIOR. FEB 26 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations. MAR 21 1907

Notice of Departmental
Action Mailed Applicant MAR 21 1907

NEW BORN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 20, 1906.

Albion F Hamilton

as a citizen of

Chootaw

Nation.

Approved: 1906

Commissioner.

7-5871

Born May 6, 1891.

Department of the Interior
Commissioner to the Five Civilized Tribes.

FILED May 15 1906.

(Signed) Tams Bixby Commissioner

Chootaw

Received May 9 1906.

C H Horn atty
fr Petition

Hugo
I. T.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1902.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Allie F. Hamilton, born on the 6th day of Feb'y, 1891.
[Here insert name of child]
Name of Father: Lafayette Hamilton a citizen of the Non citizen Nation.
Name of Mother: Laura Hamilton a citizen of the Choctaw Nation.
Tribal enrollment of father: Tribal enrollment of mother:
Postoffice: Spencerville, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
... Central District. }

I, Laura Hamilton, on oath state that I am 39
years of age and a citizen by intermarriage of the Choctaw Nation;
that I am the lawful wife of Lafayette Hamilton, who is a citizen, by
non citizen, of the Choctaw Nation; that a female child was
[Male or Female]
born to me on 6th day of February, 1891; that said child has been named
Allie F. Hamilton, and was living March 4, 1906.

(SEAL)

Laura Hamilton

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 9th day of May, 1906.

W. H. Martin

Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MIDWIFE.

UNITED STATES OF AMERICA, Indian Territory, }
... Central District. }

Lucinda E. Brown, a midwife, on oath state that I
attended on Laura Hamilton, wife of Lafayette Hamilton,
on the 6th day of Feb'y, 1891; that there was born to her on said date a female
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named

Allie F. Hamilton

(SEAL)

Lucinda E. Brown

WITNESSES TO MARK:

[Must be Two
Witnesses]

William L. Martin
J. L. DeGroot

Subscribed and sworn to before me this 9th day of May, 1906.

W. H. Martin

Notary Public

NEW BORN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

.....Nettie Hamilton.....

as a citizen of

.....Chocataw..... Nation.

Approved..... 190...

.....
Commissioner.

7- 5871

Born Nov 14 1892

Act of Congress approved April 26 1906.

Department of the Interior
Commissioner to the Five Civilized Tribes/

F I L E D May 15 1906.
((Signed) Tams Bixby Commissioner.
Chocataw
Received May 9 1906.

23-1132

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Nettie Hamilton [Here insert name of child], born on the 14 day of Nov 1892.
Name of Father: Lafayette Hamilton a son of the non citizen Nation
Name of Mother: Laura Hamilton a citizen of the Choctaw Nation
Tribal enrollment of father: Tribal enrollment of mother:
Postoffice: Spencerville I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
...Central... District. }

I, Laura Hamilton on oath state that I am 39 years of age and a citizen Intermarriage of the Choctaw Nation; that I am the lawful wife of Lafayette Hamilton, who is a citizen non citizen of the Choctaw Nation; that a female child was born to me on 14 day of November 1892; that said child has been named Nettie Hamilton, and was living March 4, 1906.

(SEAL)

W. H. Martin

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 9th day of May 1906.

W. H. Martin

Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
...Central... District. }

Lucinda E. Brown a midwife on oath state that I attended Laura E. Brown wife of Lafayette Hamilton on the 14th day of Nov 1892; that there was born to her on said date female child; that said child was living March 4, 1906, and is said to have been Nettie Hamilton.

(SEAL)

her

Lucinda E. Brown
mark

WITNESSES TO MARK:

William L. Martin

[Must be Two
Witnesses]

J. L. DeGroot

(SEAL)

Subscribed and sworn to before me this 9th day of May 1906.

W. H. Martin

Notary Public.

NEW BORN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 28, 1906.

.....Edna Hamilton.....

as a citizen of

.....Choctaw..... Nation.

Approved..... 190...

.....
Commissioner.

7-5871


Born Sept 28, 1896

Act of Congress approved April 26, 1906 .

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

F I L E D May 15 1906.

Choctaw

 Received May 9 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the... Choctaw Nation,
of Edna Hamilton [Here insert name of child], born on the 28 day of Sept 1896
Name of Father: Lafayette Hamilton a citizen of non-citizen Nation.
Name of Mother: Laura Hamilton a citizen of the Choctaw Nation.
Tribal enrollment of father: Tribal enrollment of mother:
Postoffice Spencerville I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
... Central District. }

Laura Hamilton on oath state that I am 39
years of age and a citizen by intermarriage the Choctaw Nation;
that I am the lawful wife Lafayette Hamilton, who is a male,
... non-citizen of the ... Nation; that female child was
born to me on 28th day of September 1896; that said child has been named
Edna Hamilton and was living March 4, 1906.

Laura Hamilton

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 9th day of May 1906.

(SEAL)

W. H. Martin
Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
... Central District. }

I, Lucinda E. Brown a midwife, on oath state that I
attended on Laura Hamilton wife of Lafayette Hamilton
on the 28th day of Sept 1896; that there was born to her on said date a female
child; that said child was living March 4, 1906, and is said to have been named
Edna Hamilton her
Lucinda E. Brown her

WITNESSES TO MARK:

[Must be Two
Witnesses]

William L. Martin
DeGroot

Subscribed and sworn to before me this 9th day of May 1906.

(SEAL)

W. H. Martin
Notary Public.

NEW BORN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

.....Lottie Hamilton.....

as a citizen of

.....Choctaw..... Nation.

Approved..... 190...

.....
Commissioner.

7-5871

Born April 6, 1899

Act of Congress approved April 26, 1906.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Filed May 15 1906.

Signed Tams Bixby Commissioner

Choctaw

Received May 9 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Lottie Hamilton, born on the 6 day of April, 1899
[Here insert name of child]
Name of Father: Lafayette Hamilton a ~~citizen of the~~ non citizen of the Nation.
Name of Mother: Laura Hamilton a citizen of the Choctaw Nation.
Tribal enrollment of father: Tribal enrollment of mother:

Postoffice: Spencerville L. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Laura Hamilton, on oath state that I am
years of age and a citizen by Intermarriage of the Choctaw Nation;
that I am the lawful wife of Lafayette Hamilton, who is a ~~citizen~~
non citizen of the Nation; female child was
[Male or Female]
born to me on 6th day of April, 1899; that said child has been named
Lottie Hamilton and was living March 4, 1906.

Laura Hamilton

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 9th day of May, 1906.

(SEAL)

W. H. Martin

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Lucinda E. Brown, a midwife, on oath state that I
attended Laura Hamilton, wife of Lafayette Hamilton
on the 6th day of April, 1899; that there was born to her on said date a female
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named

Lottie Hamilton

(SEAL)

Lucinda E. Brown
her
mark

WITNESSES TO MARK:

[Must be Two
Witnesses]

William L. Martin

J. L. DeGroat

Subscribed and sworn to before me this 9th day of May, 1906.

W. H. Martin

Notary Public.

NEW BORN

190

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

..... Iva May Hamilton

as a citizen of

..... Choctaw Nation.

Approved..... 190...

.....
Commissioner.

7-5871

Born Nov. 15, 1901

ACT OF CONGRESS APPROVED APRIL 26 1906

DEPARTMENT OF THE INTERIOR

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

F I L E D MAY 15 1906

Tams Bixby Commissioner

CHOCTAW RECEIVED MAY 9 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Iva May Hamilton, born on the 15 day of Nov 1901
[Here insert name of child]
Name of Father: Lafayette Hamilton a citizen of the Noncitizen Nation
Name of Mother: Laura Hamilton a citizen of the Choctaw Nation
Tribal enrollment of father: _____ Tribal enrollment of mother: _____

Postoffice: Spencerville, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

Central District. }

I, Laura Hamilton, on oath state that I am 39 years of age and a citizen by intermarriage of the Choctaw Nation; that I am the lawful wife of Lafayette Hamilton, who is a citizen, by Non citizen, of the _____ Nation; that a female child was [Male or Female] born to me on 15th day of November 1901; that said child has been named Iva May Hamilton and was living March 4, 1906.

(SEAL)

(Signed) Laura Hamilton

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 9th day of May 1906.

(Signed) W. H. Martin

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

Central District. }

I, Lucinda E. Brown, a Midwife, on oath state that I attended on Laura Hamilton, wife of Lafayette Hamilton on the 15th day of Nov 1901; that there was born to her on said date a female child; that said child was living March 4, 1906, and is said to have been named Iva May Hamilton. [Male or Female]

(SEAL)

her
Lucinda E. x Brown
mark

WITNESSES TO MARK:

[Must be Two Witnesses] {

William L. Martin

J. L. DeGraaf

Subscribed and sworn to before me this 9th day of May 1906.

(Signed) W. H. Martin

Notary Public.

NEW BORN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 20, 1906.

Henry F Hamilton

as a citizen of

Choctaw Nation.

Approved..... 190...

Commissioner.

7-5871

Born Nov 5, 1904

ACT OF CONGRESS APPROVED APRIL 26 1906

DEPARTMENT OF THE INTERIOR

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED MAY 15 1906

Tams Bixby Commissioner

CHOCTAW RECEIVED MAY 9 1906

7-5871

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1900.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Henry F. Hamilton [Here insert name of child], born on the 5 day of Nov 1904
Name of Father: Lafayette Hamilton ~~citizen of the~~ Non citizen ~~Nation~~
Name of Mother: Laura Hamilton a citizen of the Choctaw Nation.
~~Tribal enrollment of father~~ ~~Tribal enrollment of mother~~
Postoffice: Spencerville I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
... Central District. }

I, Laura Hamilton, on oath state that I am 39 years of age and a citizen by intermarriage of the Choctaw Nation; that I am the lawful wife of Lafayette Hamilton, who is a citizen, by Non citizen of the Nation; that a Male child was [Male or Female] born to me on 5th day of November 1904; that said child has been named Henry F. Hamilton and was living March 4, 1906.

(SEAL)

..(Signed) Laura Hamilton

WITNESSES TO MARK:

[Must be Two
Witnesses] {

Subscribed and sworn to before me this 9th day of May 1906.

..(Signed) W. H. Martin

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
... Central District. }

I, Lucinda E. Brown, a midwife, on oath state that I attended on Laura Hamilton, wife of Lafayette Hamilton on the 5th day of Nov 1904; that there was born to her on said date a Male child; that said child was living March 4, 1906, and is said to have been named Henry F. Hamilton.

WITNESSES TO MARK:
(SEAL)

[Must be Two
Witnesses] {

... William L. Martin
... J. L. DeGroot

Subscribed and sworn to before me this 9th day of May 1906.

..(Signed) W. H. Martin

Notary Public.

Spencerville, Ind Ter Feby 12th 1906

Commission To The Five Civilized Tribes

Muskogee, I. T.

Hon Sirs

Following the Ruling of the Department in the Case of Mary Elizabeth Martin I herewith respectfully submit the names of my six children for enrollment as citizens of the Choctaw Nation

Names of children		Date of Birth
Allie Florence Hamilton	Born	Feby 6th 1891
Nettie	"	Nov 14th 1892
Edna	"	Sept 28th 1896
Lottie	"	Apr 6th 1899
Iva May	"	Nov 15th 1901
Henry Franklin	"	Nov 5th 1904

I also enclose sworn testimony of Midwife and myself, as to these being my legal children. Should any other information be required Please notify me, and I will furnish all at my command, that is required.

Very Respectfully Yours Laura Hamilton.

Roll No 1269.

Spencerville, Ind Ter.

5779

Hamilton, Laura,
Spencerville, I. T.,
Choctaw Nation,
Feb. 12, 1906.

Application for enrollment
of her children under
decision in the Mary
Elizabeth Martin Case.

Choc-Chic Enrollment

Department of the Interior
Commissioner to the Five Civilized
Tribes.

Filed Feb 15, 1906.

Tams Bixby, Commissioner.

23-1122.
W.-113.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

-:0:-

In the matter of the application for the enrollment of Allie F., Nettie, Edna, Lottie, Iva May and Henry F. Hamilton as citizens of the Choctaw Nation.

-: D E C I S I O N :-

It appears from the record herein that on May 9, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Allie F., Nettie, Edna, Lottie, Iva May and Henry F. Hamilton as citizens of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

Under the regulations adopted by the said Commissioner, January 2, 1906, there was filed on February 16, 1906, a petition praying for the enrollment of all and each of said applicants as citizens of the Choctaw Nation.

It further appears from the record herein and from the records of this office that the applicants, Allie F., Nettie, Edna, Lottie, Iva May and Henry F. Hamilton, were born February 6, 1891, November 14, 1892, September 28, 1896, April 6, 1899, November 15, 1901 and November 5, 1904, respectively and are the children of Laura Hamilton, whose name appears opposite No. 1289 on the final roll of citizens by intermarriage of the Choctaw Nation approved by the Secretary of the Interior December 30, 1904 and Lafayette Hamilton, a non-citizen and non-applicant, either for enrollment as a citizen of the Choctaw Nation or for identification as a Mississippi Choctaw.

I am of the opinion that the applicants, Allie F. Hamilton, Nettie Hamilton, Edna Hamilton, Lottie Hamilton, Iva May Hamilton and Henry F. Hamilton, are not entitled to enrollment as citizens of the Choctaw Nation and that the application and petition made for their enrollment as such should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137) as amended by the Act of Congress approved June 21, 1906 (Public No. 258) and it is so ordered.

Commissioner.

Muskogee, Indian Territory,

AUG 1906

23-1122
W-113

^{Copy}
Muskogee, Indian Territory, December 21, 1906.

Laura Hamilton,
Spencerville, Indian Territory.

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 21, 1906, denying the application and petition for the enrollment of Laura E. Hamilton, Nettie Hamilton, Edna Hamilton, Nettie Hamilton, Iva May Hamilton and Henry F. Hamilton as citizens of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Wm. C. Ball*
Commissioner.

Registered.
-23-1122

23-1122
W-113

COPY

Muskogee, Indian Territory, December 21, 1906.

Manfield, McMurray & Cornish,
Attorneys for the Cheataw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 21, 1906, denying the application and petition for the enrollment of Allie F. Hamilton, Lottie Hamilton, Mena Hamilton, Lottie Hamilton, Eva May Hamilton and Henry F. Hamilton as citizens of the Cheataw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Wm. O. Ball*
Commissioner.

23-1122
W-113

COPY

Muskogee, Indian Territory, December 21, 1906.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application and petition for the enrollment of Allie F. Hamilton, Nettie Hamilton, Nina Hamilton, Lottie Hamilton, Eva May Hamilton and Henry F. Hamilton as citizens of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated December 21, 1906, denying said application and petition.

Respectfully,

Through the
Commissioner of Indian Affairs.

SIGNED

Wm. O. Ball

Acting Commissioner.

2 Encl. 25-1122
W-113

B.C. 11806.
I.T.D. 4806-1907.
L.R.S.
Direct-

K.L.M.
O.K.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

February 26, 1907.

Commissioner to the Five Civilized Tribes,
Washknee, Indian Territory.

Sir:

December 21, 1906, you transmitted the record in the matter of the application and petition for the enrollment of Allie F. Hamilton, Nettie Hamilton, Edna Hamilton, Lottie Hamilton, Iva May Hamilton, and Henry F. Hamilton, as citizens of the Cherokee Nation, together with your decision of the same date, denying said application and petition.

Reporting February 26, 1907 (Land 11851-1906), the Indian Office concurs in your decision. A copy of its letter is enclosed.

Your decision is hereby affirmed.

The papers in the case and a carbon copy hereof have been sent to the Indian Office.

Respectfully,

James H. Wilson,

Assistant Secretary.

1 inc. and 2 inc.
for Ind. Of.

A.F.No.
2-27-07.

LAND
112651-1906.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

C O P Y.

February 20, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record in the matter of the application for the enrollment of Allie F. Hamilton, Nettie Hamilton, Edna Hamilton, Lottie Hamilton, Iva May Hamilton, and Henry F. Hamilton, as citizens of the Chectaw Nation, including decision of the Commissioner to the Five Civilized Tribes, dated December 21, 1906, adverse to the applicant.

The record shows that on May 9, 1906 application was made to the Commissioner to the Five Civilized Tribes for the enrollment of these applicants as citizens of the Chectaw Nation.

The record further shows that Allie F., Nettie, Edna, Lottie, Iva May, and Henry F. Hamilton were born February 6, 1891, November 16, 1893, September 29, 1896, April 6, 1899, November 15, 1901, and November 5, 1904, respectively, and are the children of Laura Hamilton, whose name appears on the final roll of citizens by intermarriage of the Chectaw Nation, approved December 30, 1904, and Lafayette Hamilton, a non-citizen.

By reason of the provisions of the Act of Congress approved April 26, 1906, (34 Stat.L., 127), as amended by the Act of June 1, 1906, (34 Stat.L., 128), and following the decision of the Department of July 19, 1906, (17.1.K.2842), in the William Jesse Mason case, the Office

-3-
concur in the decision of the Commissioner to the Five Civilized Tribes
conveying the enrollment of the applicants herein as citizens of the
Chester nation.

Very respectfully,

G. E. Larrabee,

Acting Commissioner.

XMI-10..

V-113

Muskogee, Indian Territory, March 21, 1907.

Laura Hamilton,

Spencerville, Indian Territory.

Dear Madam:

You are hereby advised that on February 26, 1907 the Secretary of the Interior affirmed the decision of this office of December 21, 1906, denying the application and petition for the enrollment of Allie F. Hamilton, Nettie Hamilton, Edna Hamilton, Lottie Hamilton, Iva May Hamilton and Henry W. Hamilton as citizens of the Choctaw Nation.

Respectfully,

Commissioner.

Muskogee, Indian Territory, March 21, 1907.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of December 21, 1906, denying the application and petition for the enrollment of Allie F. Hamilton, Nettie Hamilton, Bena Hamilton, Lottie Hamilton, Eva May Hamilton, and Henry F. Hamilton as citizens of the Choctaw Nation.

Respectfully,

Commissioner.

23-1122
Spencerville, Ind Ter July 5th 1906.

Commissioner to the Five Civilized Tribes

Muskogee, Ind. Ter.

Hon sir

Since writing you on the 25th of last month I have made arrangements with the firm of Howe & Richardson of Hugo, to look after the interests of my children in the matter of application for enrollment.

Very Respectfully yours

Laura Hamilton

Intermarried Choctaw Roll No.
1269,

7-5871

Muskogee, Indian Territory, July 16, 1906.

Laura Hamilton,

Spencerville, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of your letter of July 5, 1906, stating that you have made arrangements with the firm of Rowe & Richardson, of Hugo, Indian Territory, to look after the interests of your children in the matter of their application for enrollment.

In reply you are advised that this information has been made a matter of record.

Respectfully,

Commissioner.

23-1122

Muskogee, Indian Territory, November 13, 1906.

Chief Clark,

Choctaw Land Office,

Atoka, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of November 9, 1906, transmitting for attention letter from Laura Hamilton giving description of certain land on which she claims to have put improvements for her children; you state that you are unable to identify any children of Laura Hamilton upon the approved roll of the possession of your office.

In reply to your letter you are advised that the name of Laura Hamilton appears upon Choctaw roll card No. 5271 upon the approved roll of citizens by intermarriage of the Choctaw Nation No. 2125 and her six children Allie F., Nettie, Emma, Lottie, Ida May and Henry F. Hamilton are applicants for enrollment as citizens of the Choctaw Nation under the act of Congress approved April 26, 1906. This case is still pending before this office and you are therefore authorized to make a notation of the claim of Laura Hamilton to land described which she desires to select in allotment for the above named children.

C. C. Choctaw L. O. #2

The letter of Laura Hamilton is herewith inclosed.

Respectfully,

EB 1-13

Commissioner.

23-1122

Muskogee, Indian Territory, April 5, 1907.

Laura Hamilton,

Spencer, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of your letter of March 25, 1907, in which you state you have received notice of the decision of the Commissioner to the Five Civilized Tribes in the matter of the application for the enrollment of your children and you now ask what action has been taken thereon by the Department.

In reply to your letter you are advised that on December 21, 1906, the Commissioner to the Five Civilized Tribes rendered a decision denying the application for the enrollment of Allie F., Nettie, Edna, Lottie, Iva May and Henry F. Hamilton as minor citizens of the Cherokee Nation and on the same date the record in this case was forwarded to the Secretary of the Interior. February 2, 1907, this action was approved by the Department and this case is therefore considered closed.

Respectfully,

Acting Commissioner.

Choctaw Minor 1123

Jesse McCurry
Myrtle McCurry

M 1123

1123

MINOR
CHOCTAW
ENROLLMENT

JESSE MCCURRY

MYRTLE

As Citizen of the
CHOCTAW NATION

Act of Congress

Approved April 26. 1906

REFUSED NOV 12 1906

COPY OF DECISION FORWARDED
APPLICANT NOV 12 1906

Copy of Decision Forwarded
Attorney for Applicant NOV 12 1906

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations. NOV 12 1906

RECORD FORWARDED DEPARTMENT
NOV 12 1906

ACTION APPROVED BY
SECRETARY OF INTERIOR FEB 26 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations. MAR 23 1907

Notice of Departmental Action
Forwarded Attorneys for Applicant
MAR 23 1907

Notice of Departmental
Action Mailed Applicant.
MAR 23 1907

1123

NEW BORN #1123

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

...Jesse McCurry.....

as a citizen of

Choctaw.

Nation.

Approved..... 190...

Commissioner.

Born Aug. 21, 1901.

Act of Congress Approved April 26, 1906.
Department of the Interior,
Commissioner to the Five Civilized Tribes.

F I L E D Aug 22 1906.

(Signed) Tams Bixby Commissioner.
Notify Chilion Riley,
Ardmore, Indian Territory,
of all action taken hereon.

CHOCTAW RECEIVED

N.B. 1123 Jul 11 1906.

Paoli I.T.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS. APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the... Choctaw Nation,
of ... Jesse McCurry , born on the 21 ... day of August 1901.
(Here insert name of child)
Name of Father: W. W. McCurry a citizen of the Nation.
Name of Mother: Eliza McCurry a citizen of the Choctaw Nation.
Tribal enrollment of father Tribal enrollment of mother Choctaw
Postoffice Paoli, Ind Ter

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, Eliza McCurry on oath state that I am... 28
years of age and a citizen by marriage of the Choctaw Nation;
that I am the lawful wife of... W. W. McCurry , who is a citizen, by
..... of the Nation; that a male child was
[Male or Female]
born to me on... 21 ... day of... August 1901.; that said child has been named
..... Jesse McCurry and was living March 4, 1906.

Eliza McCurry

(SEAL)
WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this... 14th ... day of... May 1906.

J. E. Hillman

Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, , a , on oath state that I
attended on Mrs Eliza McCurry wife of... W. W. McCurry
on the day of 1 ; that there was born to her on said date a... male
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named... Jesse
..... McCurry

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this... .. day of... May 1906.

Notary Public

NEW BORN #1123

F-5845. 100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

Myrtle McCurry.....

as a citizen of

Choc.taw..... Nation.

Approved..... 190...

Commissioner.

Born March 17, 1904.

Act of Congress approved April 26, 1906.

Department of the Interior
Commissioner to the Five Civilized Tribes.

F I L E D Aug 22 1906.
(Signed) Tams Bixby Commissioner.
Notify Chilion Riley,
Ardmore, Indian Terry.,
of all action taken hereon.

CHOTAW RECEIVED
N.B. 1123 Jul 11 1906.

Parli 9.T.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Myrtle McCurry, born on the 17th day of March, 1904.
[Here insert name of child]
Name of Father: W. W. McCurry a citizen of the Choctaw Nation.
Name of Mother: Eliza McCurry a citizen of the Choctaw Nation.
Tribal enrollment of father: none Tribal enrollment of mother: Choctaw
Postoffice: Paoli, Ind Ter

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, Eliza McCurry on oath state that I am 28
years of age and a citizen by marriage of the Choctaw Nation;
that I am the lawful wife of W. W. McCurry, who is a citizen, by
of the Choctaw Nation; that a female child was
[Male or Female]
born to me on 17th day of March, 1904; that said child has been named
Myrtle McCurry and was living March 4, 1906.

Eliza McCurry

(SEAL)
WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 14th day of May, 1906.

J. E. Hillman
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, Eliza McCurry, on oath state that I
attended on Mrs. Eliza McCurry, wife of W. W. McCurry
on the 17th day of March, 1904; that there was born to her on said date female
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named Myrtle
McCurry

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 14th day of May, 1906.

Notary Public.

7-P-19
7-5845.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

: : : : : : : : : : :

In the matter of the enrollment of Jesse McGurry
and Myrtle McGurry, minor children of Eliza McGurry as cit-
izens of the Choctaw Nation.

Commissioner to the Five Civilized tribes:

Come now your petitioner, Eliza McGurry, a duly en-
rolled citizen by intermarriage of the Choctaw Nation whose
enrollment as such has been duly approved by the Secretary
of the Interior opposite number eleven hundred ninety eight,
and respectfully asks that her minor white children, Jesse
McCurry and Myrtle McGurry be enrolled as citizens of the
Choctaw Nation.

n Your petitioner further states that the children
above named are the children of herself and her white hus-
band, W. W. McGurry; that said children are entitled to en-
rollment by virtue of being her children and born in law-
ful wedlock.

Your petitioner further states that both of said
children are now living and have always resided with her
in the Choctaw and Chickasaw Nations, Indian Territory,
since the dates of their birth; that personal application
was made for the enrollment of said children, by their fa-
ther, to the Commission to the Five Civilized Tribes on or
about June 12, 1904, and that said application was refused,
the Commission refusing to hear the case.

Your petitioner further represents that above named
children are entitled to enrollment by virtue of being the
lawful issue of a duly enrolled intermarried Choctaw.

WHEREFORE, your petitioner respectfully asks that her said children, Jesse McCurry and Myrtle McCurry be enrolled as citizens of the Choctaw Nation.

Respectfully submitted,

Eliza McCurry

Petitioner.

Chilion Riley

Attorney for petitioner,
Ardmore, Indian Territory.

Eliza McCurry being first duly sworn on oath says that she has read above and foregoing petition for the enrollment of her minor children and that the allegations therein contained are true.

Eliza McCurry

Subscribed and sworn to before me this the 27 day of January, A. D., 1906.

A. S. Kelley

Notary Public.

Seal

Fred V. Kinkade being first duly sworn on oath says that he served a carbon copy of above petition by registered mail to Mansfield, McMurray & Cornish, attorneys for the Nations; that attached registry receipt is for letter in which said copy was transmitted.

Fred V. Kinkade

Subscribed and sworn to before me this the _____ day of January, A. D. 1906.

Robert L. Russell

Notary Public.

25-1123.

W-94.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Jesse McGurry and Myrtle McGurry as citizens of the Choctaw Nation.

DECISION.

It appears from the record herein that on July 11, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Jesse McGurry and Myrtle McGurry as citizens of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

February 7, 1906, under the regulations adopted by the Commissioner to the Five Civilized Tribes January 2, 1906, a petition was filed praying for the enrollment of the said applicants Jesse McGurry and Myrtle McGurry as citizens of the Choctaw Nation.

It further appears from the record herein and from the records of this office that the applicants Jesse McGurry and Myrtle McGurry were born August 21, 1901 and March 17, 1904, respectively, and are the children of Eliza McGurry whose name appears opposite number 1198 upon the final roll of citizens by intermarriage of the Choctaw Nation, approved by the Secretary of the Interior November 16, 1904, and W. W. McGurry a non citizen and non applicant either for enrollment as a citizen of the Choctaw Nation or as a Mississippi Choctaw.

I am of the opinion that the applicants Jesse McGurry and Myrtle McGurry are not entitled to enrollment as citizens of the Choctaw Nation and that the application and petition for their enrollment as such should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), as amended by the Act of Congress approved June 21, 1906 (Public No. 258), and it is so ordered.

Commissioner.

Muskogee, Indian Territory,

NOV 12 1906

23-1123
W- 94

COPY

Muskogee, Indian Territory, November 12, 1906.

W. W. McCurry,

Paoli, Indian Territory.

Dear Sir:

Enclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered November 12, 1906, denying the application and petition for the enrollment of Jesse McCurry and Myrtle McCurry as citizens of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Wm. J. P. Birney

Commissioner.

Registered.

Incl. 23-1123.

W- 94.

23-1123

W- 94

COPY!

Muskogee, Indian Territory, November 12, 1906.

Chilton Riley,

Attorney at Law,

Arden, Indian Territory.

Dear Sir :--

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered November 12, 1906, denying the application and petition for the enrollment of Jesse McGurry and Myrtle McGurry as citizens of the Cheataw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Jane B. B. B.*

Commissioner.

Registered.

Incl. 23-1123.

W- 94.

23-1123

V- 94

McAlester, Indian Territory, November 12, 1906.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen :--

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered November 12, 1906, denying the application and petition for the enrollment of Jesse McGurry and Myrtle McGurry as citizens of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tams Birby*

Commissioner.

Incl. 23-1123.

V- 94.

COPY:

Muskogee, Indian Territory, November 12, 1906.

The Honorable,

The Secretary of the Interior,

Sir :--

There is transmitted herewith record of proceedings in the matter of the application and petition for the enrollment of Jesse McCurry and Myrtle McCurry as citizens of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated November 12, 1906, denying said application and petition.

Respectfully,

SIGNED *Tame Birba*
Commissioner.

23-1123

W- 94.

Through the

Commissioner of Indian Affairs.

J.P.

DEPARTMENT OF THE INTERIOR,

WASHINGTON.

PHR.

D.C.

11791-1907.

I.T.D.

24134-1906.

2984, 3172, 3190, 3194, 3196-1907.

3212, 3316, 4584, 4586, 4610-

4630, 4634, 4638, 4644, 4672-

4690-

February 28, 1907.

IRS

DIRECT.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of case.

Date of your
letter of transmittal.

Monkey Lee Lane,	June 21, 1906,
Sabra Gertrude Douglas,	December 5, 1906,
Willis R. McFarland, et al.,	November 13, 1906,
Emma Yarborough McBride,	November 12, 1906,
Edna Pettijohn, et al.,	November 12, 1906,
Jesse McGurry, et al.,	November 12, 1906,
Harvin McGuire,	November 12, 1906,
Charley Vail, et al.,	November 6, 1906,
Arthur Jamison, et al.,	July 28, 1906,
Thodore Roosevelt Flato,	December 20, 1906,
Charley Scott and Bertha Byrd, (Freedmen)	October 19, 1906,
Mattie Opel Bottoms,	January 16, 1907,
Gracie and Jesse David,	January 29, 1907,
R. L. Grudup, et al.,	January 17, 1907,
Waverly (Wavly) Tyler, (Freedmen)	January 26, 1907,
David and Emma Gardner,	January 16, 1907,
Laura E. Phobus, et al.,	January 26, 1907.

-2-

A copy herewith and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

John E. Wilson

Assistant Secretary.

17 inc. and
34 for Ind. Of.

APHC
5-27-07

Land.
100753-1906. DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

COPY

February 13, 1907.

The Honorable,

The Secretary of the Interior.

SIR:

There is enclosed a report from the Commissioner to the Five Civilized Tribes, dated November 12, 1906, transmitting the record relative to the application of Jesse and Myrtle McCurry for enrollment as citizens of the Choctaw Nation.

On November 12, 1906, the Commissioner held the applicants were not entitled to enrollment. The record shows that the applicants are the children of Eliza McCurry, enrolled at No. 1198, as an intermarried Choctaw, and W. W. McCurry, a non-citizen, not an applicant for enrollment as a citizen of the Choctaw Nation or for identification as a Mississippi Choctaw.

Under the provisions of the Act of June 21, 1906 (34 Stat. L., 325), and the Department's holding of July 10, 1906, I. T. D. 2043, in the William Jesse Bacon case, the applicants are not entitled to enrollment, and the approval of the Commissioner's adverse decision is recommended.

Very respectfully,

C. F. Barrabee,

Acting Commissioner.

CAN-GH.

28-1123

W- 94

Muskogee, Indian Territory, March 21, 1907.

W. V. McCurry,

Pacoli, Indian Territory.

Dear Sir:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of November 12, 1906, denying the application and petition for the enrollment of Jesse McCurry and Myrtle McCurry as citizens of the Choctaw Nation.

Respectfully,

Commissioner.

23-1123

W- 94

Muskogee, Indian Territory, March 23, 1907.

Chilton Riley,

Attorney at Law,

Duncan, Indian Territory.

Dear Sir:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of November 12, 1906, denying the application and petition for the enrollment of Jesse McCarry and Myrtle McCarry as citizens of the Choctaw Nation.

Respectfully,

Commissioner

23-1123

W- 94

Muskogee, Indian Territory, March 23, 1907.

Wansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of November 12, 1906, denying the application and petition for the enrollment of Jesse McGarry and Myrtle McGarry as citizens of the Choctaw Nation.

Respectfully,

Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

23--1123--W-94

In the matter of the application for the enrollment of Jesse McGurry and Myrtle McGurry as citizens of the Choctaw Nation.

MOTION AND PROTEST.

Come now your petitioners herein, by and thro' their attorney, and respectfully move the Department to vacate, set aside and hold for naught its decision of February 26, 1907, in the matter of their enrollment and as ground therefor would respectfully show the following error:

- 1st That said decision is contrary to the law.
- 2nd That said decision is contrary to the evidence.
- 3rd That the Department erred in its findings herein; that the Department erred in not considering the brief filed by the attorney for applicants; that the Department erred in not referring this case to the Assistant Attorney General for opinion as requested by attorney for applicants.

While the applicants are fully aware that the Department, at this time, has no authority to approve the enrollment of any person, they respectfully request that said decision be vacated in order that this case may be properly presented to the Congress of the United States at its next session.

This motion is filed under the provisions of section one of the act of Congress approved April 26, 1906, public No. 126, as follows:

"..... and no motion to reopen or reconsider any citizenship case, in any of said tribes, shall be entertained unless filed within sixty days after the decision sought to be reconsidered....."

WHEREFORE the applicants pray that said decision be vacated, set aside and held for naught and as they are in duty bound they will ever pray.

Respectfully submitted,

Attorney for applicants.

Muskogee, Indian Territory, May 25, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

November 12, 1906, the Commissioner to the Five Civilized Tribes rendered a decision denying the application and petition for the enrollment of Jesse McGarry and Myrtle McGarry, as minor citizens of the Choctaw Nation under the Act of Congress approved April 26, 1906, and on February 26, 1907, this action was approved by the Secretary of the Interior.

I now have the honor to inclose herewith action and protest transmitted by Chilion Riley, Ardmore, Indian Territory, May 20, 1907, for consideration in connection with this case.

Respectfully,

Through the Commissioner
of Indian Affairs:

Commissioner.

W 94.

DEPARTMENT OF THE INTERIOR,

C.F.I.

WASHINGTON.

June 17, 1907.

I. S. 50561-1907.

Subject:
Motion and protest in
enrollment case of Jesse
and Myrtle Mc Curry.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

On May 22, 1907, you transmitted a motion filed in your office on May 27, 1907, by Chilton Riley, attorney for applicants, in the case of Jesse and Myrtle Mc Curry, applicants for enrollment as citizens of the Choctaw Nation.

The records show that on February 26, 1904, the Department affirmed the decision of the Commissioner to the Five Civilized Tribes of November 12, 1906, denying the application for the enrollment of Jesse and Myrtle Mc Curry as minor citizens of the Choctaw Nation.

By the provisions of the Act of April 26, 1906 (34 Stat. 15, 137), the rolls of citizens of the Five Civilized Tribes were closed on March 4, 1907. Since that time the Department has had no jurisdiction over any citizenship matter, and is without authority to take any action ^{that} in any way affects the tribal status of any person or applicant for citizenship in any of the Five Civilized Tribes. The motion is therefore denied.

You will so notify the interested parties.

Very respectfully,

George W. Woodruff
Acting Secretary.
GVP

EWB:EE

Through the Commissioner
of Indian Affairs.

30256-1907
23-1123

Muskogee, Indian Territory, July 25, 1907.

Chilion Riley,

Attorney at Law,

Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that on June 17, 1907, the Secretary of the Interior denied the motion submitted by you to reopen and review the application for the enrollment of Jesse and Myrtle McGurry as citizens of the Choctaw Nation.

For your information there is inclosed herewith copy of Departmental letter of June 17, 1907, denying said motion.

Respectfully,

KB 5-15

Commissioner,

50236-1907
25-1123

Rankagee, Indian Territory, July 15, 1907.

W. W. McCurry,

Paoli, Indian Territory.

Dear Sir:

You are hereby advised that on June 17, 1907, the Secretary of the Interior denied the motion submitted by Chilion Riley, Duncan, Indian Territory, to reopen and review the application for the enrollment of Jesse and Myrtle McCurry as citizens of the Choctaw Nation.

Respectfully,

Commissioner.

Choctaw Minor 1124

Emm Varborough McBride

M 1124

MINOR
CHOCTAW
 ENROLLMENT
EMMA YARBOROUGH MCBRIDE
As Citizen of the
CHOCTAW NATION
 Act of Congress
 Approved **April 26. 1906**

REFUSED NOV 12 1906

COPY OF DECISION FORWARDED
 APPLICANT NOV 12 1906

Copy of Decision Forwarded
 Attorneys for Choctaw and
 Chickasaw Nations NOV 12 1906

RECORD FORWARDED DEPARTMENT
 NOV 12 1906

ACTION APPROVED BY
 SECRETARY OF INTERIOR
 FEB 26 1907

Notice of Departmental Action
 Forwarded Attorneys for Choctaw
 and Chickasaw Nations. MAR 23 1907

Notice of Departmental
 Action Mailed Applicant.
 MAR 23 1907

New Born #1124

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

..... Emma Yarborough McBride

as a citizen of

..... Choctaw Nation.

Approved..... 190...

.....
Commissioner.

Born Nov 30, 1905

Act of Congress approved April 26, 1906

Department of the Interior
Commissioner to the Five Civilized Tribes

FILED

May 26 1906

Tams Bixby

Commissioner

Choctaw
N B 1124

Received
May 18 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Emma Yarborough, born on the 30th day of November 905
[Here insert name of child]
Name of Father: William P. McBride a citizen of the Choctaw Nation.
Name of Mother: Ida May McBride a citizen of the _____ Nation.
Tribal enrollment of father: Intermarried Tribal enrollment of mother: _____
Postoffice: Womack, Ind.Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, Ida May McBride on oath state that I am thirty
years of age and a citizen by _____ of the _____ Nation;
that I am the lawful wife of William P. McBride, who is a citizen, by
intermarriage of the Choctaw Nation; that a female child was
[Male or Female]
born to me on 30th day of November 905; that said child has been named
Emma Yarborough and was living March 4, 1906.

Ida May McBride

WITNESSES TO MARK:

[Must be Two
Witnesses]Subscribed and sworn to before me this 16 day of May 1906.A. Marshall

SEAL

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, J. Bennett McBride physician, on oath state that I
attended on Ida May McBride, wife of William P. McBride
on the 30th day of November 1905; that there was born to her on said date a female
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named Emma Yarborough
McBride

J. R. McBride M.D.

WITNESSES TO MARK:

[Must be Two
Witnesses]Subscribed and sworn to before me this 16 day of May 1906.A. Marshall

SEAL

Notary Public.

23-1124.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment
of Emma Yarborough McBride as a citizen of the Choctaw Nation.

DECISION.

It appears from the record herein that on May 18, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Emma Yarborough McBride as a citizen of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records of this office that Emma Yarborough McBride was born November 30, 1906 and is the daughter of William F. McBride, whose name appears opposite No. 1218 on the final roll of citizens by intermarriage of the Choctaw Nation approved by the Secretary of the Interior December 13, 1904, and Ida May McBride, a non citizen and non applicant for enrollment either as a citizen of the Choctaw Nation or for identification as a Mississippi Choctaw.

I am of the opinion that the applicant, Emma Yarborough McBride, is not entitled to enrollment as a citizen of the Choctaw Nation and that the application for her enrollment as such should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137) as amended by the Act of Congress approved June 21, 1906 (Public No. 258), and it is so ordered.


Commissioner.

Muskogee, Indian Territory,

NOV 12 1906

23-1124

COPY

Muskogee, Indian Territory, November 12, 1906.

William P. McBride,

Womack, Indian Territory.

Dear Sir :--

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered November 12, 1906, denying the application for the enrollment of Emma Yarbrough McBride as a citizen of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this Office is informed of the same.

Respectfully,

SIGNED *Tamie E. Egan*
Commissioner.

Registered.

Incl. 23-1124.

23-1124

COPY.

Muskogee, Indian Territory, November 12, 1906.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nation.

South McAlester, Indian Territory.

Gentlemen :--

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered November 12, 1906, denying the application for the enrollment of Emma Yarborough McBride as a citizen of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tams Bixby*

Commissioner.

Incl. 23-1124

COPY 15

Muskogee, Indian Territory, November 12, 1906.

The Honorable,

The Secretary of the Interior.

Sir :--

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Anna Y. Arboreough McBride as a citizen of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated November 12, 1906, denying said application.

Respectfully,

SIGNED *Lane Kirby*
Commissioner.

23-1124.

Through the

Commissioner of Indian Affairs.

J.P.

DEPARTMENT OF THE INTERIOR,

WASHINGTON.

JHR.

D.C. 17781-1907
 I.T.D. 24134-1906.
 2984, 3172, 3190, 3194, 3196-1907.
 3212, 3316, 4584, 4586, 4610- "
 4630, 4634, 4638, 4644, 4672- "
 4690- "

LRS

DIRECT.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of case.

Date of your
letter of transmittal.

Hackney Lee Lane,	June 21, 1906.
Sabra Gertrude Douglas,	December 5, 1906.
Willis B. McFarland, et al.,	November 15, 1906.
Emma Yarborough McBride,	November 12, 1906.
Edna Pettijohn, et al.,	November 12, 1906.
Jesse McCurry, et al.,	November 12, 1906.
Harvin McGuire,	November 12, 1906.
Charley Vail, et al.,	November 6, 1906.
Arthur Jamison, et al.,	July 25, 1906.
Theodore Roosevelt Flato,	December 20, 1906.
Charley Scott and Bertha Byrd, (Freedmen)	October 19, 1906.
Mattie Opel Bottoms,	January 16, 1907.
Gracie and Jesse Davis,	January 29, 1907.
R. L. Crudup, et al.,	January 17, 1907.
Waverly (Wavly) Tyler, (Freedman)	January 26, 1907.
David and Emma Gardner,	January 26, 1907.
Laura E. Phobus, et al.,	January 26, 1907.

-2-

A copy heretof and all the papers in the above mentioned cases
have been sent to the Indian Office.

Respectfully,

Jesse E. Wilson,

Assistant Secretary.

17 inc. and
34 for Ind. Of.

(COPY)

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

Land.
100755-1906.

February 13, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from the Commissioner to the Five Civilized Tribes, dated November 18, 1906, transmitting the record relative to the application of Emma Yarterough McBride for enrollment as a citizen of the Choctaw Nation.

On November 18, 1906, Mr. Birby held that the applicant was not entitled to enrollment. The record shows that she was born on November 30, 1904, and is the daughter of William P. McBride, enrolled at No. 1215 as an intermarried Choctaw, and Ida May McBride, a non-citizen, not an applicant for enrollment as a citizen of the Choctaw Nation, but identification as a Mississippi Choctaw.

Under the provisions of the Act of June 21, 1906, (34 Stat. L., 328), and the Department's holding of July 10, 1906, I.T.D. 2546, in the William Jones Mason case, the applicant is not entitled to enrollment, and the approval of the Commissioner's adverse decision is recommended.

Very respectfully,

S. F. Lawrence,

Acting Commissioner.

GAY-CH.

23-1124

Muskogee, Indian Territory, March 23, 1907.

William P. McBride,

Winnack, Indian Territory.

Dear Sir:

You are hereby advised that on February 25, 1907, the Secretary of the Interior affirmed the decision of this office of November 12, 1906, denying the application for the enrollment of Anna Yarbrough McBride as a citizen of the Choctaw Nation.

Respectfully,

Commissioner.

23-1124

Muskogee, Indian Territory, March 28, 1907.

Manafield, McMurray & Gernick,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of November 12, 1906, denying the application for the enrollment of Anna Yarbrough McBride as a citizen of the Choctaw Nation.

Respectfully,

Commissioner.

7-3702

Muskogee, Indian Territory, May 25, 1906.

William P. McBride,

Wenatch, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Ida May McBride and J. B. McBride M. D., to the birth of Emma Yarborough McBride, child of William P. and Ida May McBride; November 30, 1905.

You are advised that under the opinion of the Attorney General, white children of intermarried citizens of the Choctaw and Chickasaw Nations, are not entitled to enrollment.

Respectfully,

Acting Commissioner.

Choctaw Minor 1125

Kathleen Lockett

M 1125

1125

MINOR
CHOCTAW
ENROLLMENT
KATHLEEN LOCKETT
As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26, 1906

REFUSED JAN 12 1907

COPY OF DECISION FORWARDED
APPLICANT JAN 12 1907

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations JAN 12 1907

RECORD FORWARDED DEPARTMENT
JAN 12 1907

ACTION APPROVED BY
SECRETARY OF INTERIOR FEB 26 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations APR 5 1907

Notice of Departmental
Action Mailed Applicant APR 5 1907

1125

NEW BORN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Kathleen Lockett

as a citizen of

Choctaw

Nation.

Approved..... 190...

Commissioner.

Born Aug 5, 1905

ACT OF CONGRESS APPROVED APRIL 26 1906

DEPARTMENT OF THE INTERIOR

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED AUG 22 1906

Tams Bixby Commissioner

CHOCTAW

RECEIVED JUL 24 1906

7-5269

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Kathleen Lockett, born on the 5 day of August 1905
(Here insert name of child)
Name of Father: H.B. Lockett a citizen of the Choctaw Nation.
Name of Mother: Katherine C. Lockett a citizen of the Nation.
Tribal enrollment of father: Tribal enrollment of mother:
Postoffice: Cemanche, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Southern District.

I, Katharine C. Lockett, on oath state that I am Twenty five years of age and a citizen by U.S. Nation;
that I am the lawful wife of H.B. Lockett, who is a citizen, by virtue of a Judgment of the U.S. Court Marriage and by the Choctaw Nation; that a female child was born to me on 5th day of Aug. 1905; that said child has been named Kathleen Lockett and was living March 4, 1906.

(SEAL)

(Signed) Kathrine C Lockett

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 21 day of July 1906.

(Signed) H.W. Sitton

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Southern District.

I, J.P. Bartley, a Physician, on oath state that I attended on Mrs Kathrine C. Lockett, wife of H.B. Lockett, on the 5 day of Aug. 1905; that there was born to her on said date a female child; that said child was living March 4, 1906, and is said to have been named Kathleen Lockett.

(SEAL)

(Signed) J.P. Bartley M.D.

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 23 day of July 1906.

(Signed) H.W. Sitton.

Notary Public.

23-1126.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

-:0:-

In the matter of the application for the enrollment of
Kathleen Lockett as a citizen of the Choctaw Nation.

-: D E C I S I O N :-

It appears from the record herein that on July 24, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Kathleen Lockett as a citizen of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records of this office that the applicant, Kathleen Lockett, was born August 5, 1903 and is the daughter of M. B. Lockett, a white man, who was denied citizenship in the Choctaw Nation by the Choctaw and Chickasaw Citizenship Court on November 28, 1904, in Case No. 64 on the Tishomingo Docket thereof and Katherine C. Lockett a non-citizen and non-applicant either for enrollment as a citizen of the Choctaw Nation or for identification as a Mississippi Choctaw.

I am of the opinion that the applicant, Kathleen Lockett, is not entitled to enrollment as a citizen of the Choctaw Nation and that the application for her enrollment as such should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137) as amended by the Act of Congress approved June 21, 1906 (Public No. 258) and it is so ordered.


Commissioner.

Muskogee, Indian Territory,

JAN 12 1907

23-1125.

COPY.

Muskogee, Indian Territory, January 12, 1907.

H. R. Beckett,

Comanche, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 12, 1907, denying the application for the enrollment of Kathleen Beckett as a citizen of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *James I. Cox*
Commissioner.

Registered.

Incl. 23-1125.

23-1125,

COPY.

Muskogee, Indian Territory, January 22, 1907.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 12, 1907, denying the application for the enrollment of Kathleen Lockett as a citizen of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

James P. Dixby

Commissioner.

Incl. 23-1125.

COPY.

Muskogee, Indian Territory, January 12, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Kathleen Lockett as a citizen of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated January 12, 1907, denying said application.

Respectfully,

SIGNED

Jame Bixby
Commissioner,

A Incl. 23-1128.

Through the

Commissioner of Indian Affairs.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

THE

I.T.D. 2632, 2672, 2740, 2960, 3264-1907.

3296, 3304, 3336, 3374, 3384,

3394, 3418, 3446, 3452, 3480,

3482, 3480, 3546, 3584, 3580,

3568, 3570, 3572, 3602, 3652,

3880, 3894, 3912, 3982, 4042,

LRS 4054, 4112, 4116, 4148, 4194,

4200, 4230, 4238, 4240, 4242,

4256, 4294, 4310, 4312,

February 26, 1907.

DIRECT.Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir :

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed.

Title of Case.

Date of your
letter of transmittal.

Joseph M. Collins,	June 19, 1906
James B. Burnes, et al.,	June 19, 1906
Fannie M. Falconer, et al.,	June 19, 1906
Jessie Joe Turner,	June 19, 1906
Thomas Woods,	December 19, 1906
Lida Benson,	November 4, 1906
Amy M. Hancock, et al.,	November 15, 1906
Delay Wreckett Coleman, et al.,	September 28, 1906
Harry Guion,	October 2, 1906
Lucinda M. Manks, et al.,	November 13, 1906
Agnes Irene Coleman, et al.,	December 20, 1906
Lillie May Pate, et al.,	December 20, 1906
Rutha Ann Ferguson,	December 20, 1906
Davis Adeline Goforth,	December 20, 1906
Andrew J. Ollar, et al.,	November 15, 1906
Nellie G. Blakely, et al.,	November 14, 1906

Title of Case.	Date of your letter of transmittal.
Overton Martin Bonds, et al.,	January 14, 1907
John Lee Hunt,	December 20, 1906
Kathleen Lookett,	January 12, 1907
Thomas Rudolph Hamlin,	December 20, 1906
Mamie Dunagan,	January 12, 1907
William A. Gardner,	December 20, 1906
Sophia C. Harris, et al.,	December 20, 1906
Jesse Monroe Jones,	January 12, 1907
Bertie Cotten, et al.,	October 4, 1906
Maggie Irene Stalcup,	November 22, 1906
L. Everett Parke, et al.,	November 22, 1906
Ella Florence Cochran,	October 2, 1906
Cleo Irene Cummings, et al.,	December 26, 1906
Tilden L. Smith,	November 21, 1906
Jewell Merryman,	November 21, 1906
Jim Costilew, et al.,	December 21, 1906
Lettie May Hickman, et al.,	December 24, 1906
Rue Colbert, et al.,	December 21, 1906
Matilda Florence,	June 20, 1906
Mary Jane Wilson, et al.,	June 16, 1906
Lee Keck, et al.,	October 20, 1906
Magnolia Thompson,	November 21, 1906
John Hardy Sterling, et al.,	November 23, 1906
James Maberry Morse, Jr.,	January 16, 1907
James G. Shaw,	November 21, 1906
Ballie Engleman, et al.,	January 16, 1907
Fannie Pearl Beagles, et al.,	December 21, 1906
Thomas A. Fitzgerald, (Jr.)	December 21, 1906

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

(Signed) Jesse E. Wilson,

Assistant Secretary.

44 Inc. and
92 for Ind. Of.

AFM
2-27-07

Land.

5053-1907.

D. C. 11790-1907.

(COPY)

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,

WASHINGTON. February 15, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from the Commissioner to the Five Civilized Tribes, dated January 12, 1907, forwarding the record relative to the application of Kathleen Lockett for enrollment as a citizen of the Choctaw Nation. On January 12, 1907, the Commissioner held that the applicant was not entitled to enrollment.

The record shows that Kathleen Lockett is the daughter of H. B. Lockett, a white man, who was denied citizenship by the Choctaw-Chickasaw Citizenship Court, and Katherine C. Lockett, a non-citizen.

Under the provisions of the Act of April 26, 1906, as amended by the Act of June 21, 1906 (34 Stat., L., 325), and the Department's holding of July 10, 1906, I.T.D. 2548, in the William Jesse Bacon case, the applicant is not entitled to enrollment and the approval of the Commissioner's decision is recommended.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

GAW-GH

23-1125

Waukegee, Indian Territory, April 3, 1907.

H. B. Lockett,

Comanche, Indian Territory.

Dear Sir:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of January 12, 1907, denying the application for the enrollment of Kathleen Lockett as a citizen of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

23-1125

Muskogee, Indian Territory, April 5, 1907.

Hansfield, McMurray & Gornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 25, 1907, the Secretary of the Interior affirmed the decision of this office of January 12, 1907, denying the application for the enrollment of Kathleen Lockett as a citizen of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers

Acting Commissioner.

7-5269

Waskages, Indian Territory, August 22, 1906.

H. B. Lockett,

Attorney at Law,

Comanche, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of July 28, 1906, transmitting the affidavits of Katherine C. Lockett and J. P. Bartley, to the birth of Kathleen Lockett, child of H. B. Lockett and Katherine C. Lockett, August 2, 1906.

Respectfully,

Commissioner.

Choctaw Minor 1126

Mackey Lee Lane

M 1126

1126

MINOR
CHOCTAW
ENROLLMENT
MACKEY LEE LANE
As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26, 1906

DECISION RENDERED DEC 20 1906

REFUSED DEC 20 1906

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations. DEC 20 1906

COPY OF DECISION FORWARDED.
APPLICANT DEC 20 1906

RECORD FORWARDED DEPARTMENT.
DEC 20 1906

ACTION APPROVED BY
SECRETARY OF INTERIOR FEB 26 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations. APR 8 1907

Notice of Departmental
Action Mailed Applicant APR 8 1907

1126

NEW BORN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

..... Mackey Lee Lane

as a citizen of

..... Choctaw Nation.

Approved..... 190...

.....
Commissioner.

Born Dec. 8, 1901

ACT OF CONGRESS APPROVED APRIL 26, 1906

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE
CIVILIZED TRIBES.

F I L E D JUN 25 1906

Tams Bixby Commissioner

CHOCTAW RECEIVED JUN

19 1906

7-3472

OFFICE OF U. S. INDIAN AGENT.

RECEIVED JUN 18 1906

No.

MUSKOGEE IND TER.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Nation,
of born on the day of
[Here insert name of child]
Name of Father: a citizen of the Nation.
Name of Mother: a citizen of the Nation.
Tribal enrollment of father: Tribal enrollment of mother:
Postoffice:

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Mary Lane, on oath state that I am forty seven
years of age and a citizen by intermarriage of the Choctaw Nation;
that I am the lawful wife of Lee W. Lane, who is not a citizen, by
blood or otherwise Choctaw Nation; that a male child was
born to me on 8th day of December, 1901; that said child has been named
Mackay Lee and was living March 4, 1906.

(SEAL)

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 11th day of June, 1906.

(Signed) J. V. Connell
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
..... District. }

I,, on oath state that I
attended on wife of
on the day of 1901; that there was born to her on said date a
child; that said child was living March 4, 1906, and is said to have been named
.....

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this day of 1906.

Notary Public.

UNITED STATES OF AMERICA,)

Indian Territory,) AFFIDAVIT.

Central District,)

Lee W. Lane of Durant Indian Territory, of lawful age, being first duly sworn, on his oath says: My name is Lee W. Lane, I am thirty-five years old and live near Durant, in the Central District of the Indian Territory.

I am the husband of Mrs. Mary Lane, the within affiant and mother of Mackey Lee Lane, and am the father of the said Mackey Lee Lane. Dr. W. A. Haley was the attending physician at the birth of the said Mackey Lee Lane, and since that time as moved out of the Indian Territory, and I am unable at present to learn his whereabouts, and for this reason I am unable to furnish his affidavit as provided for on the government blanks sent out for us to fill out and send in to the Indian Agent as evidence of the birth of children born to citizens of the Choctaw and Chickasaw Nation.

The said Mackey Lee Lane was born on the 8th. day of December 1901 and was living on the 4th. day of March 1906.

(SEAL)

(Signed) Lee W. Lane.

Subscribed and sworn to before me this 16th. day of June, 1906.

(Signed) J.V. Connell, Notary Public

25-1128

UNITED STATES OF AMERICA,)
Indian Territory,)
Central District.)

AFFIDAVIT.

Mrs. Bertha Caudill of Durant, Indian Territory, of lawful age, being first duly sworn, on her oath says: My name is Mrs. Bertha Caudill, I am twenty-three years old and live four miles north of Durant, in the Central district of the Indian Territory.

I am acquainted with Mrs Mary Lane, a citizen of the Choctaw Nation by intermarriage, and was present at her home about three miles north of Durant Indian Territory on the 8th. day of December, 1901 when there was born to her a male child; that said child has been named Mackey Lee, and was living on the 4th. day of March, 1906.

The father of said child, Lee W. Lane, is not a citizen of any Indian Tribe or Nation either by blood or intermarriage.

(Signed) Bertha Caudill

(SEAL)

subscribed and sworn to before me this 16th. day of June, 1906.

(Signed) J. V. Connell Notary Public.

23-1126.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment
of Mackey Lee Lane as a citizen of the Cheetaw Nation.

DECISION.

It appears from the record herein that on June 19, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Mackey Lee Lane as a citizen of the Cheetaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records of this office that Mackey Lee Lane was born December 8, 1901 and is the child of Mary Lane, whose name appears opposite No. 1123 on the final roll of citizens by intermarriage of the Cheetaw Nation approved by the Secretary of the Interior November 16, 1904, and Lee W. Lane, a non citizen and non-applicant either for enrollment as a citizen of the Cheetaw Nation or for identification as a Mississippi Cheetaw.

I am of the opinion that the applicant, Mackey Lee Lane, is not entitled to enrollment as a citizen of the Cheetaw Nation and that the application for his enrollment as such should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137) as amended by the Act of Congress approved June 21, 1906 (Public No. 258) and it is so ordered.


Commissioner.

Muskogee, Indian Territory,

DEC 20 1906

23-1126

COPY.

Muskogee, Indian Territory, December 20, 1906.

Lee W. Lane,

Durant, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 20, 1906, denying the application for the enrollment of Mickey Lee Lane as a citizen of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Wm. O. Beall*
ACTING Commissioner.

Incl. 23-1126.

Registered.

23-1126

COPY.

Muskogee, Indian Territory, December 20, 1906.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 20, 1906, denying the application for the enrollment of Mackey Lee Lane as a citizen of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Wm. O. Beall*

Acting Commissioner.

Incl. 23-1126.

COPY.

Muskogee, Indian Territory, December 20, 1906.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Mackey Lee Lane as a citizen of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated December 20, 1906, denying said application.

Respectfully,

SIGNED *Wm. O. Beall*

ACTING Commissioner.

2 Incl.

Through the
Commissioner of Indian Affairs.

D.C. 11792.
I. R. S.
Bureau.

J.P.
O.K.

DEPARTMENT OF THE INTERIOR,
WASHINGTON,

I. R. S.
4330, 4342, 4350, 4370, 4376,
4378, 4382, 4400, 4404, 4418;
4422, 4428, 4430, 4440, 4446,
4452, 4500, 4514, 4522, 4534,
4550, 4552, 4570, 4582, 4590,
4596-1907.
21240, 21302, 21520, 24126,
24144, 24148, 24502, 24612,
24972-1906.

February 25, 1907.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Cheateer citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.	Date of Your Letter of Transmittal.
John Ray Banks	December 21, 1906.
Marie Evelyn Baydston,	December 21, 1906.
Frank Palmer Jones,	October 20, 1906.
Joseph Gaines,	October 20, 1906.
Dave Harkins (Freedom),	June 20, 1906.
Ada Simeon	November 20, 1906.
Isabella Goss et al. (Freedom),	June 19, 1906.
Layman Cox, (Miss. Chee.)	January 21, 1907.
K. Dunn, (Miss. Chee.)	January 21, 1907.
Sam R. Williams, et al. (Miss. Chee.)	January 21, 1907.
James Edwards,	November 20, 1906.
Savannah McDonald, et al.	November 24, 1906.
Gilbert Pisachukoo,	November 27, 1906.
Veta H. Wagner, et al.	November 26, 1906.
Flora Savannah Mauldin,	November 27, 1906.
Benjamin Franklin Hoagie,	November 26, 1906.
Jessie Washington (Freedom),	December 21, 1906.
Heath Lee Lee,	December 20, 1906.
Edmond Franklin Barney,	December 19, 1906.

Title of Case.

**Date of Year
Letter of Transmittal.**

Charles Frazier, (Freedom),	June 12, 1906.
Joe Gardner (Freedom),	June 15, 1906.
Mattie Graham (Freedom)	June 8, 1906.
Leviy Washington (Freedom),	June 16, 1906.
Willie Brown Hagg,	December 20, 1906.
John Howard Samers,	December 20, 1906.
Samuel Sydney Burris (Jr.),	December 20, 1906.
Claude Franklin Catlin et al.,	June 18, 1906.
James Brooks et al.,	June 18, 1906.
Della Carter et al.,	August 4, 1906.
Edie Lee Walker et al.,	June 21, 1906.
Granford Stidham,	June 21, 1906.
Robert Joseph Hoff,	June 21, 1906.
Georgia E. Wilson, et al.,	June 21, 1906.
Ellen A. Dunn et al.,	August 10, 1906.
Marionah Elia McLaughlin et al.,	June 21, 1906.

A copy herewith and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

James E. Wilson,

Assistant Secretary.

25 inc. and 75 inc.
to Ind. Of. with copy
hereof.

A.F.No.
2-27-07.

LAND
112307-1906.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

C O P Y.

February 20, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of Mackay Lee Lane as a citizen of the Choctaw Nation, including decision of the Commissioner to the Five Civilized Tribes, dated October 20, 1906, adverse to the applicant.

The record shows that on June 19, 1906 application was made to the Commissioner to the Five Civilized Tribes for the enrollment of this applicant as a Choctaw citizen.

The record further shows that the applicant was born December 9, 1901, and is the child of Mary Lane, whose name appears on the final roll of citizens by intermarriage of the Choctaw Nation, and Lee W. Lane, a non-citizen.

By reason of the provisions of the Act of Congress approved April 24, 1906, (34 Stat., L., 137), as amended by the Act of June 21, 1906, (34 Stat., L., 325), and following the decision of the Department of July 10, 1906, (132-2543), in the William Jesse Bowen case, the Office concurs in the decision of Commissioner Bixby denying the enrollment of this applicant as a citizen of the Choctaw Nation.

Very respectfully,

G. F. Larrabee,
Acting Commissioner.

KRM-LC.

25-1226

Muskogee, Indian Territory, April 8, 1907.

Lee W. Lane,

Durant, Indian Territory.

Dear Sir:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of December 20, 1906, denying the application for the enrollment of Mackey Lee Lane as a citizen of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers,

Commissioner.

23-1126

Muskogee, Indian Territory, April 8, 1907.

Manfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of December 20, 1906, denying the application for the enrollment of Mackey Lee Lane as a citizen of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Commissioner.

7-3472

Muskogee, Indian Territory, June 23, 1906.

Lee W. Lane,

Durant, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your affidavit and the affidavits of Mary Lane and Bertha Caudill to the birth of Mackey Lee Lane, child of Mary and Lee W. Lane, December 8, 1901.

Respectfully,

Commissioner.

Choctaw Minor 1127

Bertha Gertrude Leach

M 1127

1127

MINOR

CHOCTAW

ENROLLMENT

BERTHA GERTRUDE LEACH

As Citizen of the

CHOCTAW NATION

Act of Congress

Approved April 26, 1906

DECISION RENDERED DEC 21 1906

REFUSED DEC 21 1906

**Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations DEC 21 1906**

**COPY OF DECISION FORWARDED
APPLICANT DEC 21 1906**

**ACTION APPROVED BY
SECRETARY OF INTERIOR FEB 25 1907**

**Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations.
APR 30 1907**

**Notice of Departmental
Action Mailed Applicant
APR 30 1907**

1127

NEW BORN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

.....Bertha Gertrude Leach.....

as a citizen of

.....CHOCTAW..... Nation.

Approved..... 190...

.....
Commissioner.

Born May 18 1906

ACT OF CONGRESS APPROVED APRIL 26 1906

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

F I L E D JUL 24 1906
Tams Bixby Commissioner

CHOCTAW RECEIVED July 21, 1906
275

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN AN APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Bertha Gertrude Leach, born on the 18th day of May, 1905
(Here insert name of child)
Name of Father: W.H. Leach, a citizen of the no tribe or Nation.
enrolled as Nettie Goodson roll No. 1078
Name of Mother: Nettie Leach, a citizen of the Choctaw Nation.
Tribal enrollment of father: none Tribal enrollment of mother: intermarriage.
Postoffice: Whitehead, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Southern Judicial District.

I, Nettie Leach, on oath state that I am 30
years of age and a citizen by intermarriage the Choctaw Nation;
that I am the lawful wife of W.H. Leach, who is a citizen by
of the United States
and not a citizen of any Nation; that a female child was
born to me on 18th day of May, 1905, 1.; that said child has been named
Bertha Gertrude Leach, and was living March 4, 1906.

(Signed) Nettie Leach

WITNESSES TO MARK:

[Must be Two Witnesses] { A.F. Pyeatt
C.L. Kendall

Subscribed and sworn to before me this 12th day of July, 1906.

(SEAL)

(Signed) C. E. Gott?

My Commission expires May 23 1910

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Southern Judicial District.

I, W. J. Maniss, a physician, on oath state that I
attended on Nettie Leach, wife of W.H. Leach
on the 18th day of May, 1905, 1.; that there was born to her on said date a female
child; that said child was living March 4, 1906, and is said to have been named Bertha Gertrude
Leach,

(Signed) W.J. Maniss M.D.

WITNESSES TO MARK:

[Must be Two Witnesses] { A.F. Pyeatt
C. L. Kendall

Subscribed and sworn to before me this 12th day of July, 1906.

(SEAL)

(Signed) C.E. Gott.

My commission expires May 23, 1910 .

Notary Public.

Interior Department,
The Commissioner to the Five Civilized Tribes .

The petition of William H. Leach respectfully states that he is a citizen of the United States and that he is the father of Bertha Gertrude Leach, a female minor aged less than one year; that he is the lawful husband of Nettie Leach, formerly Nettie Goodson, who is the mother of said child; That said Nettie Leach, formerly Goodson, was married to one Jim Goodson, a member by blood of the Choctaw Tribe of Indians, and that by reason of said marriage with the said Jim Goodson the said Nettie became a member by intermarriage of the said Choctaw Tribe of Indians, and was on the 15th day of November 1904 duly enrolled and identified as such member and was on said date approved by the Honorable Secretary of the Interior as such member and her name placed upon a list of persons entitled to receive allotments, and that she did thereafter select and have allotted to her a portion of the lands of said Tribe of Indians, that on the 20 day of March 1904 petitioner and said Nettie Goodson were lawfully united in marriage and on the 18 day of May 1905 the said Bertha Gertrude Leach was born. That said Bertha Gertrude Leach is living at the date of this application, and that by reason of the citizenship of its said mother is a member and citizen of the said Choctaw Tribe or Nation of Indians.

Wherefore, petitioner prays that she be recognized as such and her name placed upon the rolls of citizens of said Nation and that she be held to be entitled to receive an allotment of land and participate in a distribution of the funds of said tribe.

William H. Leach

Petitioner states that the foregoing statements are true and correct.

William H. Leach
Subscribed and sworn to before me this 22 day of February 1906
Fred V. Graham

SEAL

Notary Public

United States of America
Indian Territory
Southern Judicial District

Dorth Young being by me first duly sworn on his oath states that he saw true and correct copy of the foregoing and attached petition for enrollment placed within an envelope, which envelope was sealed and properly stamped, and addressed to Messers Mansfield, McMurray & Cornish, Attorney for the Choctaw and Chickasaw Nations, South McAllister, Indian Territory, and that he did in person on the 26 day of February, 1906, register said letter so stamped and addressed, to receipt for which is hereto attached, and made part of this proof of service, and did deposit said envelope and contents in the mails at Pauls Valley on said date.

Dorth Young

Subscribed and sworn to before me this 26 day of February 1906

Fred V. Graham

My commission expires March 14, 1909

Notary Public, Southern
Judicial District,
Indian Territory.

Seal

No. 160

Bertha Gertrude Leach

By Wm H. Leach

VS

Choctaw And Chickasaw Nations

Petition for enrollment

Department of the Interior

Commissioner to the Five Civilized Tribes

FILED

Mar 1, 1906

Tams Bixby

Commissioner

A.F. Pyeatt

Atty

Pauls Valley, I.T.

23-1187
W-168

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment
of Bertha Gertrude Leach as a citizen of the Choctaw Nation.

DECISION.

It appears from the record herein that on July 21, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Bertha Gertrude Leach as a citizen of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stat., 137).

March 1, 1906, under the regulations adopted by the said Commissioner January 2, 1906, a petition was filed praying for the enrollment of Bertha Gertrude Leach as a citizen of the Choctaw Nation.

It further appears from the record herein and from the records of this office that Bertha Gertrude Leach was born May 18, 1908 and is the daughter of Nettie Leach, formerly Goodson, whose name as Nettie Goodson appears opposite No. 1078 on the final roll of citizens by inter-marriage of the Choctaw Nation approved by the Secretary of the Interior November 16, 1904, and W. H. Leach, a non citizen and non applicant either for enrollment as a citizen of the Choctaw Nation or for identification as a Mississippi Choctaw.

I am of the opinion that the applicant, Bertha Gertrude Leach, is not entitled to enrollment as a citizen of the Choctaw Nation and that the application for her enrollment as such should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stat., 137) as amended by the Act of Congress approved June 21, 1906 (Public No. 258), and it is so ordered.


Commissioner.

Washoe, Indian Territory,

DEC 21 1906

23-1127

Muskogee, Indian Territory, December 21, 1906.

W. H. Leach,

Whitehead, Indian Territory.

Dear Sir:

Inclosed you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 21, 1906, denying the application for the enrollment of Bertha Gertrude Leach as a citizen of the Choctaw Nation.

The decision, with the proceedings in the case is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Wm. O. Beall
Acting Commissioner.

Registered.
23-1127

FILE IN REPLY TO THE FOLLOWING:
23-1127

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Copy

Muskegee, Indian Territory, December 21, 1906.

A. F. Pyrant,
Attorney at-Law,
Pauls Valley, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 21, 1906, denying the application for the enrollment of Bertha Gertrude Leach as a citizen of the Choctaw Nation.

The decision, with the proceedings in the case is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Registered.
23-1127.

Wm. O. Hall
Acting Commissioner.

REFER IN REPLY TO THE FOLLOWING:

23-1127

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, December 21, 1906.

Mansfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 21, 1906, denying the application for the enrollment of Bertha Gertrude Leach as a citizen of the Choctaw Nation.

The decision, with the proceedings in the case is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Wm. A. Ball
Acting Commissioner.

23-1127

Muskogee, Indian Territory, December 21, 1906.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings in the matter of the application for the enrollment of Bertha Gertrude Leach as a citizen of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes of December 21, 1906, denying said application.

Respectfully,

Wm. O. Smith
Acting Commissioner.

Through the
Commissioner of Indian Affairs.

23-1129

K.L.M.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

RJM

D.C. 11696-1907
I.T.D. 4508-1907.

February 25, 1907.

IRS

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

December 21, 1906, the Acting Commissioner transmitted the record in the matter of the application for the enrollment of Bertha Gertrude Leach as a citizen of the Choctaw Nation, together with your decision of same date, denying said application.

Reporting February 20, 1907 (Land 112852-1906), the Indian Office concurs in your decision. A copy of its letter is inclosed.

Your decision is hereby affirmed.

The papers in the case and a carbon copy hereof have been sent to the Indian Office.

Respectfully,

Jesse B. Wilson

Assistant Secretary.

1 inc. and 2 inc.
for Ind. Of.

APNC
2-26-07.

944
347

Refer in reply to the following:

LAND

112852-1906.

DEPARTMENT OF THE INTERIOR,

OFFICE OF INDIAN AFFAIRS,

WASHINGTON.

C O P Y

February 20, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of Bertha Gertrude Leach as a citizen of the Choctaw Nation, including decision of the Commissioner to the Five Civilized Tribes, dated December 21, 1906, adverse to the applicant.

The record shows that on July 21, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of this applicant as a citizen of the Choctaw Nation.

The record further shows that the applicant was born May 18, 1905, and is the daughter of Nettie Leach, formerly Goodson, whose name as "Nettie Goodson" appears on the final roll of citizens by intermarriage of the Choctaw Nation, approved by the Department November 16, 1904, and of W. H. Leach, a non-citizen.

By reason of the provisions of the Act of Congress approved April 26, 1906, (34 Stat.B. 337), as amended by the Act of June 21, 1906, (34 Stat.L. 325), and following the decision of the Department of July 10, 1906, (I.T.D. 2548), in the William Jesse

(2)

Bacon case, the Office concurs in the decision of the Commissioner Bixby denying the enrollment of this applicant as a citizen of the Choctaw Nation.

Very Respectfully,

C. F. Larrabee

Acting Commissioner.

KRM-IC..

23-1187

Muskogee, Indian Territory, April 30, 1907.

W. H. Leach,

Whitehead, Indian Territory.

Dear Sir:

You are hereby advised that on February 25, 1907, the Secretary of the Interior affirmed the decision of this office of December 21, 1906, denying the application for the enrollment of Bertha Gertrude Leach as a citizen of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.
Acting Commissioner.

25-1127

Muskogee, Indian Territory, April 30, 1907.

A. F. Pyrant,

Attorney at Law,

Pauls Valley, Indian Territory,

Dear Sir:

You are hereby advised that on February 25, 1907, the Secretary of the Interior affirmed the decision of this office of December 21, 1906, denying the application for the enrollment of Bertha Gertrude Leach as a citizen of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.
Acting Commissioner.

23-1127

Muskogee, Indian Territory, April 30, 1907.

Hansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 25, 1907, the Secretary of the Interior affirmed the decision of this office of December 21, 1906, denying the application for the enrollment of Bertha Gertrude Leach as a citizen of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers
Acting Commissioner.

Muskogee, Indian Territory, July 21, 1906.

Alvin F. Pycatt,

Pauls Valley, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of July 13, 1906, transmitting the affidavits of Nettie Leach and W. J. Hamiss to the birth of Bertha Gertrude Leach, child of W. H. Leach and Nettie Leach, May 18, 1905.

Respectfully,

Commissioner.

Choctaw Minor 1128

James O. Rumley

Jesse Monroe Jones

M 1128

MINOR
CHOCTAW
 ENROLLMENT
As Citizen of the
CHOCTAW NATION
 Act of Congress
 Approved April 26. 1906

JAMES O. RUMLEY
 JESSE MONROE JONES

No. 1. DECISION RENDERED DEC 1 1906

Decline to receive

COPY OF DECISION FORWARDED
 APPLICANT DEC 1 1906

Copy of Decision Forwarded
 Attorneys for Choctaw and
 Chickasaw Nations DEC 1 1906

RECORD FORWARDED DEPARTMENT
 DEC 1 1906

No. 2. REFUSED JAN 12 1907

COPY OF DECISION FORWARDED
 APPLICANT JAN 12 1907

Copy of Decision Forwarded
 Attorneys for Choctaw and
 Chickasaw Nations JAN 12 1907

RECORD FORWARDED DEPARTMENT
 JAN 12 1907

Action Approved by
Secretary of Interior FEB 25 1907

2
* Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations. APR 5 1907

Notice of Departmental
Action Mailed Applicant. APR 5 1907

Action Approved by
Secretary of Interior FEB 28 1907

X Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations. Apr 12 1907

Notice of Departmental
Action Mailed Applicant APR 12 1907

NEW BORN #1128

190

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

James O. Rumley

as a citizen of

Choctaw Nation.

Approved..... 190...

Commissioner.

Born Dec. 5, 1900.

Act of Congress approved
April 26, 1906.

Department of the Interior,
Commissioner to the Five
Civilized Tribes.

F I L E D Aug 28 1906.

(Signed) Tams Bixby Commissioner.

CHOCTAW RECEIVED
N. B. 1128 Aug 16, 1906.

*Not indexed any where
No previous applications.*

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1908.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Choctaw.....Nation,
ofJames O. Rumley....., born on the 5.....day of Dec.....1900..
(Here insert name of child)
Name of Father:.....J. C. Rumley.....a citizen of the.....U. S.....Nation.
Name of Mother:.....Mable Garland.....a citizen of the.....Choctaw.....Nation.
Tribal enrollment of father.....Tribal enrollment of mother.....
Postoffice.....Tamaha, Ind Ter.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
.....Central.....District. }

I,Mable Garland.....on oath state that I am.....43.....
years of age and a citizen by Marriage.....of the.....Choctaw.....Nation;
that I am the lawful wife of.....Peter Garland....., who is a citizen, by
.....blood.....of the.....Choctaw.....Nation; that a Male.....child was
(Male or Female)
born to me on.....5.....day of Dec.....1900.; that said child has been named
.....James O. Rumley.....and was living March 4, 1908x 5

.....Mable Garland.....

WITNESSES TO MARK:

[Must be Two
Witnesses] {

Subscribed and sworn to before me this.....2.....day of.....July.....1906.

(SEAL)

My Commission Expires Oct 29 1908.

.....D. P. Barbour.....

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
.....Central.....District. }

I,J. C. Rumley.....a Physician.....(SEAL)
attended onMable Garland.....wife of.....Peter Garland.....
on the.....5.....day of.....December.....1900.; that there was born to her on said date a.....Male.....
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named.....James O. Rumley.....

.....J. C. Rumley.....

WITNESSES TO MARK:

[Must be Two
Witnesses] {

Subscribed and sworn to before me this.....10.....day of.....July.....1906.

My Com Ex Feb 12, 1910

.....David W. Brown.....

Notary Public.

23-1128.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
James O. Rumley as a citizen of the Choctaw Nation.

D E C I S I O N.

It appears from the record herein that on August 16, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of James O. Rumley as a citizen of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records of this office that the applicant James O. Rumley was born December 5, 1900, and is the son of Mable Garland, whose name appears, as Mabel Garland, opposite number 248 upon the final roll of citizens by intermarriage of the Choctaw Nation, approved by the Secretary of the Interior September 12, 1903, and J. O. Rumley a non citizen and non applicant either for enrollment as a citizen of the Choctaw Nation or for identification as a Mississippi Choctaw.

Section 2 of the Act of Congress approved April 26, 1906 (Public No. 129), provides:

"That for ninety days after the approval hereof
applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof."

I am of the opinion that in as much that no application was ever made for the enrollment of said James O. Rumley within the time limited by the provisions of said Act of Congress, I am without authority to receive or consider the application for his enrollment as a citizen of the Choctaw Nation and that, therefore, I decline to receive or consider said application, and it is so ordered.


Commissioner.

Muskogee, Indian Territory,

DEC 1 - 1906

23-1126

COPY

Wuskogee, Indian Territory, December 1, 1906.

J. C. Rumley,

Tamaha, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 1, 1906, declining to receive or consider the application for the enrollment of James O. Rumley as a citizen of the Choctaw Nation, under the Act of Congress approved April 26, 1906.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

James E. Felt

Commissioner.

Incl. 23-1126

Registered.

23-1128

Muskogee, Indian Territory, December 1, 1906.

Manfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 1, 1906, declining to receive or consider the application for the enrollment of James O. Runley as a citizen of the Choctaw Nation, under the Act of Congress approved April 26, 1906.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

Tammy C. Cady

Commissioner.

Encl. 23-1128.

COPY

Muskogee, Indian Territory, December 1, 1906.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of James O. Rumley as a citizen of the Choctaw Nation, under the Act of Congress approved April 26, 1906, including the decision of the Commissioner to the Five Civilized Tribes, dated December 1, 1906, declining to receive or consider the same.

Respectfully,

SIGNED

Commissioner.

Incl. 23-1128

Through the
Commissioner of Indian Affairs.

D. C. 19492.

J.P.

L. R. R.

DEPARTMENT OF THE INTERIOR,

IT

WASHINGTON.

THE

4780, 5020, 5024, 5004, 5090-97.

5002, 5110, 5114, 5118, 5170-0

February 22, 1907.

RE:

Alfred

Commissioner to the Five Civilized Tribes,

McAlester, Indian Territory.

RE:

Your decisions in the following Choctaw citizenship cases
adverse to the applicants are hereby affirmed, viz:

Title of case.	Date of your letter of transmittal.
Alfred Fyburn,	January 9, 1907.
Frankie Buck,	January 9, 1907.
Arizona Pearl Sanders,	January 9, 1907.
Arthur J. Buchanan,	January 14, 1907.
James O. Hagley,	December 1, 1906.
Jonathan B. Lewis,	December 1, 1906.
Bern J. Smith,	January 22, 1907.
Mary Fitch,	January 14, 1907.
Jeff Simpson,	January 21, 1907.
Allen Wright, (Freedom).	January 22, 1907.

Copies of Indian Office letters admitting your reports and
recommending that the decisions be affirmed, are inclosed.

A copy heretofore and all the papers in the above-mentioned
cases have been sent to the Indian Office.

Respectfully,

James B. Wilson,

10 inc. and 20 for Ind. Of.

Assistant Secretary.

RE:

Refer in reply to the following.

945
88

Copy.

Land.
106493-1906.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON. February 23, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of James O. Humley as a citizen of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated December 1, 1906, adverse to the applicant.

The record shows that on August 16, 1906 application was made to the Commissioner to the Five Civilized Tribes for the enrollment of this applicant as a citizen of the Choctaw Nation. The record further shows that the applicant was born December 5, 1900, and is the son of Mabel Garland, whose name appears on the final roll of citizens by intermarriage of the Choctaw Nation, and J. C. Humley, a non-citizen.

Inasmuch as no application was made for the enrollment of this applicant within the time limited by the provisions of the Act of Congress approved April 26, 1906, (34 Stat.L., 137), the Office concurs in the decision of the Commissioner to the Five Civilized Tribes denying the enrollment of this applicant as a citizen of the Choctaw Nation.

Very respectfully,

E. F. Larrabee,

Acting Commissioner.

EHM-10.

23-1129

Muskogee, Indian Territory, April 12, 1907.

J. O. Nunley,

Tamaha, Indian Territory,

Dear Sir:

You are hereby advised that on February 28, 1907, the Secretary of the Interior affirmed the decision of this office of December 1, 1906, declining to receive or consider the application for the enrollment of James O. Nunley as a citizen of the Choctaw Nation.

Respectfully,

Sic. D. Rodgers.

Acting Commissioner.

23-1123

Muskogee, Indian Territory, April 12, 1907.

Manafield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 28, 1907, the Secretary of the Interior affirmed the decision of this office of December 1, 1906, declining to receive or consider the application for the enrollment of James O. Rumley as a citizen of the Choctaw Nation.

Respectfully,

D. Rodgers.

Acting Commissioner.

NEW BORN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

Jones

.....Jesse. Monroe Garland

as a citizen of

Choctaw

Nation.

Approved..... 190...

Commissioner.

Born Dec. 8, 1905.

Act of Congress approved April 26, 1906.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.
FILED JUL 2 1906.

Choctaw

7-2599.

Received Jun 28 1906.

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
 of Jesse Monroe Garland, born on the 8 day of December 1905.
 (Here insert name of child)
 Name of Father: D. C. Jones a citizen of the White Nation.
 Name of Mother: Mabel Garland a citizen of Choctaw Nation.
 Tribal enrollment of father: Tribal enrollment of mother:

Postoffice: Tamaha, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Mrs. Mabel Garland, on oath state that I am 43
 years of age and a citizen by Intermarriage of the Choctaw Nation;
 that I am the lawful wife of Peter Garland Deceased, who is a citizen, by
 Blood, of the Choctaw Nation; that Male child was
 (SEAL) [Male or Female]
 born to me on 8 day of December, 1905; that said child has been named
Jesse Monroe Jones, and was living March 4, 1906.
 (SEAL)

Mabel Garland

WITNESSES TO MARK:

[Must be Two
Witnesses]Subscribed and sworn to before me this 5 day of June, 1906.

My Commission Expires

Wm. B. Davidson

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Carrie Boster, a nurse, on oath state that I
 attended on Mabel Garland, wife of Peter Garland
 on the 8 day of December, 1905; that there was born to her on said date a Male
 [Male or Female]
 child; that said child was living March 4, 1906, and is said to have been named
Jesse Monroe Jones her mark
Carrie H. Boster

WITNESSES TO MARK:

(SEAL)

[Must be Two
Witnesses]Wm. B. DavidsonMoore Mc. Mahan, Tamaha, I. T.Subscribed and sworn to before me this 5 day of June, 1906.

My Commission Expires

Wm. B. Davidson

Notary Public.

11 May 1911.

23-1128.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Jesse Monroe Jones as a citizen of the Choctaw Nation.

DECISION.

It appears from the record herein that on June 23, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Jesse Monroe Jones as a citizen of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records of this office that the applicant Jesse Monroe Jones was born December 8, 1905, and is the son of Mable Garland whose name appears, as Mabel Garland, opposite number 248 upon the final roll of citizens by intermarriage of the Choctaw Nation, approved by the Secretary of the Interior September 12, 1903, and B. C. Jones a non citizen and non applicant either for enrollment as a citizen of the Choctaw Nation or for identification as a Mississippi Choctaw.

I am of the opinion that the applicant Jesse Monroe Jones is not entitled to enrollment as a citizen of the Choctaw Nation and that the application for his enrollment as such should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), as amended by the Act of Congress approved June 21, 1906 (Public No. 258), and it is so ordered.

Commissioner.

Muskogee, Indian Territory,
JAN 12 1907

23-1128.

COPY

Muskogee, Indian Territory, January 12, 1907.

Mable Garland,

Tamaha, Indian Territory.

Dear Madam:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 12, 1907, denying the application for the enrollment of Jesse Monroe Jones as a citizen of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tamie Dixey*

Commissioner.

Registered.

Incl. 23-1128.

23-1128)

Muskogee, Indian Territory, January 12, 1907.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 12, 1907, denying the application for the enrollment of Jesse Monroe Jones as a citizen of the Choctaw Nation.

The decision, with the record appertaining in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tams Bixby*

Commissioner.

Incl. 23-1128.

COPY

Muskogee, Indian Territory, January 12, 1907.

The Honorable,

the Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Jesse Monroe Jones as a citizen of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated January 12, 1907, denying said application.

Respectfully,

SIGNED *Tamr Birby*
Commissioner.

2 Incl. 25-1122.

Through the
Commissioner of Indian Affairs.

DEPARTMENT OF THE INTERIOR,

D. C. 11790-1907,

WASHINGTON,

FILE

February 26, 1907.

I.T.D. 2632, 2672, 2740, 2960, 3264-1907.

3296, 3304, 3336, 3374, 3384, "
LRS 3394, 3418, 3448, 3452, 3480, "
3482, 3530, 3546, 3554, 3560, "
3568, 3570, 3572, 3602, 3652, "
3880, 3894, 3912, 3982, 4042, "
4054, 4112, 4116, 4148, 4194, "
4200, 4230, 4238, 4240, 4242, "
4256, 4294, 4310, 4312, "

DIRECT.

Commissioner to the Five Civilized Tribes.

Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.	Date of your letter of transmittal.
Joseph E. Collins	June 19, 1906
James B. Burnes, et al.,	June 19, 1906
Fannie M. Falconer, et al.,	June 19, 1906
Jesse Joe Turner	June 19, 1906
Thomas Woods	December 19, 1906
Licta Benson	November 6, 1906
Amy M. Hancock, et al.,	November 15, 1906
Daisy Crockett Coleman, et al.,	September 28, 1906
Harry Gorton	October 2, 1906
Marcinda M. Hooks, et al.,	November 13, 1906
Agnes Irene Coleman, et al.,	December 20, 1906
Lillie May Fate, et al.,	December 20, 1906
Rutha Ann Ferguson	December 20, 1906

Title of Case	Date of you letter of transmittal.
Dovie Adline Goforth	December 20, 1906
Andrew J. Ollar, et al.,	November 15, 1906
Nellie C. Blakely, et al.,	November 14, 1906
Overton Matin Bonds, et al.,	January 14, 1907
John Lee Hunt	December 20, 1906
Kathleen Lockett	January 12, 1907
Thomas Rudolph Hamlin	December 20, 1906
Mamie Dunagan	January 12, 1907
William A. Gardner	December 20, 1906
Sophia G. Harris, et al.,	December 20, 1906
Jesse Monroe Jones	January 12, 1907
Bertie Cotton, et al.,	October 4, 1906
Maggie Irene Stalcup	November 22, 1906
L. Everet Parke, et al.,	November 22, 1906
Ella Florence Cochran	October 2, 1906
Cleo Irene Cummings, et al.,	December 28, 1906
Tilden J. Smith	November 21, 1906
Jewell Merryman	November 21, 1906
Jim Costilow, et al.,	December 21, 1906
Lettie May Hickman, et al.,	December 24, 1906
Rue Colbert, et al.,	December 21, 1906
Matilda Florence	June 20, 1906
Mary Jane Fulson, et al.,	June 18, 1906
Lee Keck, et al.,	October 20, 1906
Magnolia Thompson	November 21, 1906
John Hardy Sterling et al.,	November 23, 1906
James Maberry Morse, Jr.,	January 16, 1907
James G. Shaw	November 21, 1906
Sallie Engleman, et al.,	January 16, 1907
Fannie Pearl Beagles, et al.,	December 21, 1906
Thomas A. Fitzgerald (Jr.)	December 21, 1906

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse H. Wilson,
Assistant Secretary.

44 inc. and
92 for Ind. Of.

A. F. Mc.
2-27-07

(COPY)

Land.
5054-1907.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 16, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from the Commissioner to the Five Civilized Tribes, dated January 12, 1907, transmitting the record relative to the application of Jesse Monroe Jones for enrollment as a citizen of the Choctaw Nation. On January 12, 1907, the Commissioner denied the application.

The record shows that the applicant is a son of Mable Garland, whose name appears as Mabel Garland at No. 249 approved roll of citizens by intermarriage of the Choctaw Nation, and D. C. Jones, a non-citizen.

Under the provisions of the Act of June 21, 1906 (34 Stat. L., 328), and the Department's holding of July 16, 1906, I.T.D 2548, in the William Jesse Bacon case, the applicant is not entitled to enrollment and the approval of the Commissioner's decision is recommended.

Very respectfully,

G. F. Lorrabee,

Acting Commissioner.

SAW-CH.

83-1129

Muskogee, Indian Territory, April 5, 1907.

Mable Garland,

Tulaha, Indian Territory.

Dear Madam:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of January 12, 1907, denying the application for the enrollment of Jesse Monroe Jones as a citizen of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers

Acting Commissioner.

23-1128

Waskagee, Indian Territory, April 5, 1907.

Mansfield, Murray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of January 12, 1907, denying the application for the enrollment of Jesse Monroe Jones as a citizen of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

23-1128

Muskogee, Indian Territory, January 24, 1907.

Mable Garland,

Tanah, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of your letter of January 10, 1907, asking relative to the enrollment of your child Jessie Monroe Garland; you state that you received notice that the application for the enrollment of your child James O. Rumley was received too late, but wish to know if that referred to both.

In reply to your letter you are advised that on January 12, 1907, the Commissioner to the Five Civilized Tribes rendered a decision refusing the application for the enrollment of Jesse Monroe Jones, child of D. C. Jones and Mable Garland as a minor citizen of the Chectaw Nation under the Act of Congress approved April 26, 1906, and on the same date the record in this case was forwarded to the Secretary of the Interior.

You are further advised that on December 1, 1906, the Commissioner to the Five Civilized Tribes rendered a decision declining to receive the application for the enrollment of James O. Rumley, child of J. O. Rumley and Mable Garland, as a minor citizen of the Chectaw Nation under the Act of Congress approved April 26,

M. G. #2

1906, and on the same date the record in this case was forwarded the Secretary of the Interior. You will be notified of Departmental action in this case.

Respectfully,

Commissioner.

7-2599

Muskogee, Indian Territory, August 28, 1906.

Cravens, Rutherford & Cravens,
Attorneys at Law,
Muskogee, Indian Territory.

Dear Sirs:

Receipt is hereby acknowledged of your letter of August 13, 1906, enclosing affidavits of Nable Garland and J. C. Runley to the birth of James O. Runley, child of J. C. Runley and Nable Garland, December 5, 1905.

You are advised that the Act of Congress approved April 26, 1906, authorized the reception of applications for the enrollment of minor children of citizens of the Choctaw and Chickasaw Nations for a period of ninety days from that date. The ninety days expired July 25, 1906, and there is now no authority for the reception of such applications for enrollment.

Respectfully,

Acting Commissioner.

Choctaw Minor 1129

Edith Paul

Jesse Paul

M 1129

1129

MINOR

CHOCTAW

ENROLLMENT

EDITH PAUL

JESSE

As a citizen of the

CHOCTAW NATION

Act of Congress

Approved April 26, 1906

REFUSED JAN 26 1907

COPY OF DECISION FORWARDED
APPLICANT JAN 26 1907

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations. JAN 26 1907

RECORD FORWARDED DEPARTMENT
JAN 26 1907

ACTION APPROVED BY
SECRETARY OF INTERIOR MAR 4 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations. APR 13 1907

Notice of Departmental
Action Mailed Applicant. APR 13 1907

1129

NEW BORN #1129.

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

.....Edith Paul.....

as a citizen of

.....Choctaw..... Nation.

Approved..... 190...

.....
Commissioner.

Born Apr. 29 1904.

Act of Congress approved April
26, 1906.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED
TRIBES.

F I L E D

May 16 1906

Tams Bixby,
Commissioner.

Choctaw
NB 1129

Received
May 12 1906.

BIRTH AFFIDAVIT.

189

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1900.

IN THE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Edith Paul, born on the 29th day of April, 1904.
[Here insert name of child]
Name of Father: William Albert Paul a citizen of the Choctaw Nation.
Name of Mother: Bessie Paul a citizen of the United States Nation.
Tribal enrollment of father: Intermarriage Tribal enrollment of mother: none
Postoffice: Duncan, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Southern District.

I, Bessie Paul, on oath state that I am 21,
years of age and a citizen by United States Nation;
that I am the lawful wife of William Albert Paul, who is a citizen, by
intermarriage of the Choctaw Nation; that a female child was
born to me on 29th day of April, 1904; that said child has been named
Edith, and was living March 4, 1906.

Bessie Paul.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 8th day of May, 1906.

(seal)

J. L. C. Guest.
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Southern District.

I, Benjamin J. Plunkett, a physician, on oath state that I
attended on Bessie Paul, wife of William Albert Paul
on the 29th day of April, 1904; that there was born to her on said date a female
child; that said child was living March 4, 1906, and is said to have been named Edith.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 8th day of May, 1906.

(seal)

J. L. C. Guest.
Notary Public.

NEW BORN 1129

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

Jesse Paul

.....

as a citizen of

Choctaw

.....

Nation.

Approved..... 190...

.....

Commissioner.

Born Aug, 14 1905

Act of Congress approved April 26, 1906.

Department of the Interior

Commissioner to the Five

Civilized Tribes.

F I L E D MAY 16 1906

Tams Dixby, Commissioner.

CHOCTAW RECEIVED MAY 12 1906

N. B. 1129.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Jesse Paul, born on the 14th day of August, 1905.
[Here insert name of child]
Name of Father: William Albert Paul, a citizen of the Choctaw Nation.
Name of Mother: Bessie Paul, a citizen of the United States Nation.
Tribal enrollment of father: intermarriage. Tribal enrollment of mother: none.
Postoffice: Duncan, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
..... Southern District.

I, Bessie Paul, on oath state that I am 21 years of age and a citizen by of the United States Nation; that I am the lawful wife of William Albert Paul, who is a citizen, by intermarriage of the Choctaw Nation; that a male child was born to me on 14th day of August, 1905; that said child has been named Jesse and was living March 4, 1906.

..... Bessie Paul

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 8th day of May, 1906.

(SEAL)

..... J. L. C. Guest
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
..... Southern District.

I, Jesse L. Wharton, a physician, on oath state that I attended on Bessie Paul, wife of William Albert, on the 14th day of August, 1905; that there was born to her on said date a male child; that said child was living March 4, 1906, and is said to have been named Jesse.

..... Jesse L. Wharton M. D.

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 11 day of May, 1906.

(SEAL)

..... J. L. C. Guest
Notary Public.

23-1129.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

[Handwritten signature]

-101-

In the matter of the application for the enrollment of
Edith Paul, et al. as citizens of the Choctaw Nation.

-1 D E C I S I O N :-

It appears from the record herein that on May 12, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Edith Paul and Jesse Paul as citizens of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records of this office that Edith Paul and Jesse Paul were born April 29, 1904 and August 14, 1905, respectively and are the children of William Albert Paul, whose name appears opposite No. 1148 upon the final roll of citizens by intermarriage of the Choctaw Nation approved by the Secretary of the Interior November 16, 1904 and Bessie Paul, a non citizen.

I am of the opinion that the applicants, Edith Paul and Jesse Paul, are not entitled to enrollment as citizens of the Choctaw Nation and that the application for their enrollment as such should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137) as amended by the Act of Congress approved June 21, 1906 (34 Stats., 325), and it is so ordered.

[Handwritten signature]

Commissioner.

Muskogee, Indian Territory,

JAN 28 1907

23-1129

COPY

Muskogee, Indian Territory, January 26, 1907.

William Albert Paul,

Denosah, Indian Territory.

Dear Sir:

I inclose herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 26, 1907, denying the application for the enrollment of Edith Paul and Jesse Paul as citizens of the Choctaw Nation.

The decision, with the proceedings in the case is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Jane Bixby*

Commissioner.

Registered.
23-1129.

23-1129

COPY

Muskogee, Indian Territory, January 26, 1907.

Manfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

I inclose herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered January 26, 1907, denying the application for the enrollment of Edith Paul and Jesse Paul as citizens of the Choctaw Nation.

The decision, with the proceedings in the case is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

Tamr Bixby

Commissioner.

23-1129.

COPY

Muskogee, Indian Territory, January 26, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Edith Paul and Jesse Paul as citizens of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes dated January 26, 1907, denying said application.

Respectfully,

SIGNED *James Bixby*

Commissioner.

Through the
Commissioner of Indian Affairs,

23-1129.

DEPARTMENT OF THE INTERIOR, U. S.

L. M.

D.C. 12503-1907.

WASHINGTON.

J. T. L.

3004, 3120, 3130, 3144, 3233-1907.

3276, 3310, 3326, 3330, 3360.

3398, 3412, 3446, 3474, 3494.

3500, 3504, 3506, 3512, 3516.

3530, 3574, 3580, 3594, 3596.

3533, 3532, 3596, 3604, 3614.

3610, 3640, 3616, 3622, 3632.

3343-1907. 31843-1906.

March 1, 1907.

W. H. H.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following question citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.

Date of your letter of transmittal.

Emma E. Edwards

Josephine Loban, et al.

Aure Alma Harvey, et al. (freedman)

Jodie Lee Hancock.

James Louis Rogers, et al.

Porter Buckner (freedman)

Rather James (freedman)

Melvie Butler, et al.

Verna Doolap, et al.

Betty Prince, et al.

Wade Houty, et al.

John Henry Sanders, et al. (freedman)

Lois Lucile Ray

Birkin Parks, et al.

David B. Tidwell, et al.

A. J. Greenon, et al.

Alex Williams, et al. (freedman)

January 16, 1907.

February 3, 1907.

February 7, 1907.

February 8, 1907.

January 22, 1907.

February 2, 1907.

February 3, 1907.

February 7, 1907.

January 24, 1907.

June 24, 1906.

January 29, 1907.

January 24, 1907.

January 9, 1907.

January 11, 1907.

January 9, 1907.

January 22, 1907.

February 3, 1907.

Title of case.	Date of your letter of transmittal.
Mary Henry	January 26, 1907.
Edith Paul, et al.	January 26, 1907.
Willie J. Walker, et al.	January 4, 1907.
Martha McCoy (freedman)	January 31, 1907.
Thomas Virgil Bottoms, et al.	January 9, 1907.
Augustus Burris (freedman)	February 8, 1907.
James Wilson Welch	January 28, 1907.
Vera L. Dillard	January 28, 1907.
Sammie Morris (freedman)	February 8, 1907.
Ghessteanie Pearce	December 24, 1906.
Alta A. Brown, et al.	January 29, 1907.
William Henry Riddle	January 26, 1907.
Lula Bouton Bond, et al.	December 22, 1906.
Manina Maud Carrel	January 28, 1907.
Ruther Ervin, et al.	November 10, 1906.
Harrison Robison	December 24, 1906.
Geroge Robinson, et al.	December 24, 1906.
Carvenia Clark	November 10, 1906.
James King	January 28, 1907.
Nettie Brown, et al.	June 15, 1906.

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse E. Wilson

Assistant Secretary.

37 inclosures, and
74 to Ind. Of.

A F H e
3-1-07.

Refer in reply to the following.

COPY.

DEPARTMENT OF THE INTERIOR,
D. C. 12308-1907. OFFICE OF INDIAN AFFAIRS,
Land
10183-1907. WASHINGTON.

February 26, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a record of the proceedings in the matter of the application for the enrollment of Edith Paul, and Jesse Paul as citizens of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes dated January 26, 1907, adverse to the applicant.

The record shows that on May 12, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of the applicants as citizens of the Choctaw Nation. The record further shows that the applicants are the children of William Albert Paul, whose name appears on the final roll of citizens by intermarriage of the Choctaw Nation, and Bessie Paul, a non-citizen.

Under the provisions of the Act of June 21, 1906, (34 Stat. L., 325), the Office concurs in the decision of Commissioner Bixby denying the enrollment of the applicants herein as citizens of the Choctaw Nation.

Very respectfully,

C. F. Larrabee,
Acting Commissioner.

RBM-W.

23-1129

Muskogee, Indian Territory, April 13, 1907.

William Albert Paul,

Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that on March 3, 1907, the Secretary of the Interior affirmed the decision of this office of January 26, 1907, denying the application for the enrollment of Edith Paul and Jesse Paul as citizens of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers

ACTING COMMISSIONER

23-1189

Waskogee, Indian Territory, April 18, 1907.

Wm. H. H. McMurphy & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 1, 1907, the Secretary of the Interior affirmed the decision of this office of January 26, 1907, denying the application for the enrollment of Edith Paul and Jesse Paul as citizens of the Choctaw Nation.

Respectfully,

Geo. W. Rodgers

ACTING Commissioner

7-5718

Muskegee, Indian Territory May 15, 1906.

William Albert Paul,

Duncan, Indian Territory,

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Bessie Paul and Benj. J. Plunkett M. D., to the birth of Edith Paul, also the affidavits of Bessie Paul and Jesse L. Marton M. D., to the birth of Jesse Paul, children of William Albert and Bessie Paul, April 28, 1904, and August 14, 1905, respectively.

Respectfully,

Acting Commissioner.

Choctaw Minor 1130

Margaret A. Plato

Harold G. Plato

Sallie M. Plato

Frank W. Plato

M 1130

1130

MINOR
CHOCTAW
ENROLLMENT

As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26, 1906

MARGARET A. PLATO

HAROLD G. "

SALLIE M. "

FRANK W. "

SEE W - 142

DECISION RENDERED DEC 24 1906

REFUSED DEC 24 1906

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations. DEC 24 1906

COPY OF DECISION FORWARDED
APPLICANT DEC 24 1906

RECORD FORWARDED DEPARTMENT
DEC 24 1906

ACTION APPROVED BY
SECRETARY OF INTERIOR FEB 27 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations. APR 3 1907

Notice of Departmental Action
Forwarded Attorney for Applicant
APR 3 1907

(OVER)

1130

Notice of Departmental
Action Mailed Applicant

APR 3 1907

NEW BORN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

..... Margaret A. Plato

as a citizen of

..... Choctaw Nation.

Approved..... 190...

.....
Commissioner.

Born Feb 17, 1897

Act of Congress approved April 26, 1906

Department of the Interior
Commissioner to the Five Civilized Tribes

F I L E D.

Jun 18 1906

Tams Bixby

Commissioner

Choctaw
N B 1130

Received
Jun 8 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Margaret A. Plato, born on the 17th day of Feby AD 1897
[Here insert name of child]
Name of Father: Frank W. Plato a citizen of the Choctaw Nation.
Name of Mother: Claudia A. Plato a citizen of the United States Nation.
Tribal enrollment of father: Choctaw Tribal enrollment of mother: not enrolled
Postoffice: Chickasha Ind Ter

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Southern }
District. }

I, Claudie A. Plato, on oath state that I am thirtyfour
years of age and a citizen by United States Nation;
that I am the lawful wife of Frank W. Plato, who is a citizen, by
intermarriage of the Choctaw Nation; that a female child was
born to me on 17th day of Feby A.D. 1897; that said child has been named
Margaret A. Plato, and was living March 4, 1906.

SEAL

Claudia A. Plato

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this first day of June A.D. 1906.

R.D. Welborne

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Southern }
District. }

I, W.H. Minter, a physician, on oath state that I
attended on Claudia A. Plato
on the 17th day of Feby 1897; that there was born to her on said date a female
child; that said child was living March 4, 1906, and is said to have been named Margaret
A. Plato

W.H. Minter M.D.

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 4th day of June A.D. 1906.

R.D. Welborne

Notary Public.

SEAL

NEW BORN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Harold G. Plato

as a citizen of

✓ Choctaw

Nation.

Approved..... 190...

Commissioner.

Born Jan 19, 1900

Act of Congress approved April 26, 1906

Department of the Interior
Commissioner to the Five Civilized Tribes

FILED

Jun 18 1906

Tams Bixby

Commissioner

Choctaw
NB 1130

Received
Jun 8 1906

BIRTH AFFIDAVIT

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
 of Harold G. Plato, born on the 19th day of Jan'y, 1900.
 (Here insert name of child)
 Name of Father: Frank W. Plato a citizen of the Choctaw Nation.
 Name of Mother: Claudia A. Plato a citizen of the United States Nation.
 Tribal enrollment of father: Choctaw Tribal enrollment of mother: not yet enrolled
 Postoffice: Chickasha Ind Ter

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, Claudia A. Plato on oath state that I am thirty four
 years of age and a citizen by of the United States Nation;
 that I am the lawful wife of Frank W. Plato, who is a citizen, by
 intermarriage of the Choctaw Nation; that a male child was
 born to me on 19th day of Jan'y A.D. 1900; that said child has been named
Harold G. Plato and was living March 4, 1906.

SEAL

Claudia A. Plato

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this first day of June A.D. 1906.

R.D. Welborne

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, W.H. Minter a physician, on oath state that I
 attended on Claudia A. Plato, wife of Frank W. Plato
 on the 19th day of Jan'y, 1900; that there was born to her on said date a male
 child; that said child was living March 4, 1906, and is said to have been named
Harold G. Plato

W.H. Minter M.D.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 4th day of June A.D. 1906.

SEAL

R.D. Welborne

Notary Public.

New Born

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

.....Sallie M. Plato.....

as a citizen of

.....^U Choctaw..... Nation.

.....Approved..... 190...

.....
Commissioner.

Born Aug 15 1903

Act of Congress approved April 26 1906

Department of the Interior

Commissioner to the Five Civilized Tribes

FILED

Jun 18 1906

Tams Bixby

Commissioner

Choctaw
NB 1130

Received
Jun 18 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Sallie M. Plato, born on the 15th day of August 1903
(Here insert name of child)
Name of Father: Frank W. Plato a citizen of the Choctaw Nation.
Name of Mother: Claudia A. Plato a citizen of the United States Nation.
Tribal enrollment of father: Choctaw Tribal enrollment of mother: not yet enrolled
Postoffice: Chickasha, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, Claudia A. Plato on oath state that I am thirtyfour
years of age and a citizen by United States Nation;
that I am the lawful wife of Frank W. Plato, who is a citizen, by
intermarriage of the Choctaw Nation; that a female child was
(Male or Female)
born to me on 15th day of August AD 1903; that said child has been named
Sallie M. Plato, and was living March 4, 1906.

Claudia A. Plato

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this first day of June 1906.

SEAL

R. D. Welborne

Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, E. I. Dawson, a physician, on oath state that I
attended on Claudia A. Plato wife of Frank W. Plato
on the 15th day of August 1903; that there was born to her on said date a Female
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named
Sallie M. Plato

E. I. Dawson, M.D.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this second day of June A.D. 1906.

SEAL

R. D. Welborne

Notary Public.

NEW BORN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

.. Frank W. Plato, Jr.

as a citizen of

.. Choctaw Nation.

Approved..... 190...

.....
Commissioner.

Born Jan 15 1906

Act of Congress approved April 26 1906

Department of the Interior
Commissioner to the Five Civilized Tribes
FILED

Jun 18 1906

Tam's Bixby
Commissioner

Choctaw Received
NB 1130 Jun 8 1906

BIRTH AFFIDAVIT

199

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Frank W. Plato junior, born on the 15th day of Jany. 1906.
[Here insert name of child]
Name of Father: Frank W. Plato a citizen of the Choctaw Nation.
Name of Mother: Claudia A. Plato a citizen of the United States Nation.
Tribal enrollment of father: Choctaw Tribal enrollment of mother: not yet enrolled
Postoffice: Chickasha Ind Ter

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, Claudia A. Plato on oath state that I am thirty four
years of age and a citizen by of the United States Nation;
that I am the lawful wife of Frank W. Plato, who is a citizen, by
intermarriage of the Choctaw Nation; that a male child was
born to me on 15th day of January A D 1906; that said child has been named
Frank W. Plato Jr and was living March 4, 1906.

SEAL

Claudia A. Plato

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this first day of June AD 1906.

R.D. Welborne

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, E.L. Dawson, physician, on oath state that I
attended on Claudia A. Plato, wife of Frank W. Plato
on the 15th day of Jany 1906; that there was born to her on said date a male
child; that said child was living March 4, 1906, and is said to have been named
Frank W. Plato Jr

E.L. Dawson M.D.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this second day of June A.D. 1906.

R.D. Welborne

Notary Public.

SEAL

IN THE MATTER OF CLAUDIA A.
PLATO, ET AL. as citizens
of the Choctaw Nation.

TO THE COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Ind.Ter.

Comes now your petitioners, Claudia A. Plato for herself and as natural guardian for her minor children, Margurette A. Plato, 8 years of age, Harold Plato, 6 years of age, and Sallie Plato, 3 years of age, and Frank W. Plato, 2 months of age, respectfully state to the Honorable Commissioner to the Five Civilized Tribes, that they are citizens of the Choctaw Nation and that as such citizens are entitled to enrollment upon the rolls of citizenship now being prepared for the Choctaw Nation and to the full enjoyment of all rights, privileges and immunities which citizens of that Nation enjoy.

As grounds therefor, they allege that on the 18th day of October, 1881, or thereabouts, one Frank W. Plato, a white man, was married to one Melissa Parrie Buckholts, a recognized and duly enrolled citizen by blood of the Choctaw Nation, at which time both were residents in good faith of the Indian Territory where they continued to reside until the death of the said Melissa P. Buckholts Plato. This marriage was contracted by and in conformity to the Law usages and customs of the Choctaw Nation. Said parties continued to live together as husband and wife until the death of the said Melissa P. Plato, which death occurred June 15, 1894.

By virtue of the said marriage of Frank W. Plato to Melissa P. Buckholts, the said Frank Plato became a citizen of the Choctaw Nation by intermarriage to all intents and purposes as if he were a Choctaw Indian by blood.

The enrollment of the said Frank W. Plato has been made by the commission to the Five Civilized Tribes by their decision rendered June 21, 1904, and has been confirmed by the Secretary of the Interior and since then has taken his allotment of land, October 1904, and shared in the distribution of moneys of said Nation as provided by Law.

Now while the said Frank W. Plato was an intermarried citizen of the Choctaw Nation, and after the death of his wife Melissa P. Plato, nee Buckholts, said Frank W. Plato on or about the 9th day of April, 1896, married the applicant herein, Claudia A. Spruce, now Claudia A. Plato, which said marriage was contracted under and by authority of a license issued by the Clerk of the United States Court and which was performed according to law of the Federal Government at Oklahoma City, O.T.

And as an issue of the said marriage, they have had born to them the following named children: Margurette A. Plato, Harold Plato, Sallie M. Plato and Frank W. Plato, Jr.

Your petitioner made application for entollment as a Choctaw Citizen to the Commission to the Five Civilized Tribes, at Chickasha, I.T. 1898, which application was refused.

Wherefore your petitioners pray after a final investigation of the status of your petitioners from the examination of the record and additional evidence adduced that they or such as are entitled to it be placed upon the final rolls now being prepared by the Choctaw Nation.

Claudia A. Plato
Subscribed and sworn to before me this 1st day of March 1906.

Lillian K. Pierce
Notary Public.

My commission expires July 5, 1909.

Attorney for petitioners.

United States of America

Indian Territory

Southern District.

AFFIDAVIT.

I, J.V.Cabell of Ardmore, Ind. Ter. solemnly state upon oath that I served a true and correct copy of the within styled cause upon Mansfield, McMurray and Cornish, South McAlester, Indian Territory, attorneys for the Chickasaw and Choctaw Nations, by mailing the said copy to them by registered mail on the 1 day of March 1906, the receipt for which registration is hereto attached.

J.V.Cabell

Subscribed and sworn to before me this 1st day of Mch 1906.

Lillian K. Pierce

Notary Public

My commission expires July 5, 1909.

No. 142

Claudia A. Plato, et al.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

FILED.

Mar 6 1906

Tans Bixby

Commissioner.

V-142.
23-1130.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

-:0:-

In the matter of the application for the enrollment of
Claudia A. Plato, et al. as citizens of the Choctaw Nation.

-: D E C I S I O N :-

It appears from the record herein that on June 8, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Margaret A. Plato, Harold G. Plato, Sallie M. Plato and Frank W. Plato, Jr. as citizens of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

Under the regulations adopted by the said Commissioner, on January 2, 1906, there was filed on March 4, 1906, a petition praying for the enrollment of Claudia A. Plato as a citizen by intermarriage of the Choctaw Nation and for the enrollment of her minor children, applicants herein, Margaret A. Plato (as Marguerette A. Plato), Harold G. Plato (as Harold Plato), Sallie M. Plato, (as Sallie Plato) and Frank W. Plato, Jr. (as Frank W. Plato) as citizens of said nation.

It does not appear from the records in the possession of this office that any formal application has ever been made for the enrollment of Claudia A. Plato as a citizen by intermarriage of the Choctaw Nation, prior to December 1, 1905.

The petitioner, Claudia A. Plato, who is a white woman, claims her right to enrollment as a citizen by intermarriage of the Choctaw Nation by virtue of her marriage to Frank W. Plato, a recognized and enrolled citizen by intermarriage of the Choctaw Nation, whose name appears as No. 883 upon the final roll of citizens by intermarriage of the Choctaw Nation approved by the Secretary of the Interior August 3, 1904, and the minor petitioners claim their right to enrollment as citizens of said nation by reason of being the children of said Claudia A. Plato and Frank W. Plato, above mentioned.

I am of the opinion that inasmuch as the Department has held in the case of Emma McMenamin (I.T.D. 11582-1904), that no person is entitled to enrollment as a citizen by intermarriage by virtue of having married an intermarried citizen, it is immaterial to determine whether or not any application of any nature whatsoever has ever been made for the enrollment of Claudia A. Plato as a citizen by intermarriage of the Choctaw Nation and that the petition for her enrollment as such should be denied.

-2-

under the provisions of the Act of Congress approved June 23, 1906 (34 Stat., 495) and it is so ordered.

I am further of the opinion that the application and petition for the enrollment of Margaret A. Plate, Harold G. Plate, Sallie M. Plate and Frank W. Plate, Jr. as citizens of the Choctaw Nation should be denied, under the provisions of the Act of Congress approved April 26, 1906 (34 Stat., 137), as amended by the Act of Congress approved June 21, 1906 (Public No. 252), and it is so ordered.



Commissioner.

Muskogee, Indian Territory,

DEC 24 1906

23-1130.
W-142.

COPY.

Muskogee, Indian Territory, December 24, 1906.

Frank W. Plato,
Chickasha, Indian Territory.

Dear Sir:

Enclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 24, 1906, denying the petition for the enrollment of Claudia A. Plato as a citizen by intermarriage of the Choctaw Nation, and the applications and petition for the enrollment of Margaret A. Plato, Harold G. Plato, Sallie M. Plato and Frank W. Plato, Jr., as citizens of said nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Wm. O. Beall
Acting Commissioner.

Encl. 23-1130.

Registered.

23-1130.

W-142.

COPY.

Muskogee, Indian Territory, December 24, 1906.

J. V. Cabell,

Attorney at Law,

Armore, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 24, 1906, denying the petition for the enrollment of Claudia A. Plato as a citizen by intermarriage of the Choctaw Nation, and the applications and petition for the enrollment of Margaret A. Plato, Harold G. Plato, Sallie M. Plato and Frank W. Plato, Jr., as citizens of said nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Wm. O. Ecall
Acting Commissioner.

Incl. 23-1130.

Registered.

23-1130.
W-142.

COPY.

Muskogee, Indian Territory, December 24, 1906.

Mansfield, McMurray & Cernish,
Attorneys for the Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 24, 1906, denying the petition for the enrollment of Claudia A. Plato as a citizen by intermarriage of the Choctaw Nation, and the applications and petition for the enrollment of Margaret A. Plato, Harold G. Plato, Sallie M. Plato and Frank W. Plato, Jr., as citizens of said nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Wm. G. Beall
Acting Commissioner.

Incl. 23-1130.

COPY.

Muskogee, Indian Territory, December 24, 1906.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the petition for the enrollment of Claudia A. Plato as a citizen by intermarriage of the Choctaw Nation, and the applications and petition for the enrollment of Margaret A. Plato, Harold G. Plato, Sallie M. Plato and Frank W. Plato, Jr., as citizens of said nation, including the decision of the Commissioner to the Five Civilized Tribes, rendered December 24, 1906, denying said petition and applications.

Respectfully,

Wm. O. Beall
Acting Commissioner.

2 Incl.

Through the
Commissioner of Indian Affairs.

DEPARTMENT OF THE INTERIOR
WASHINGTON.

LHB

D.C. 12081-1907.

I. E. D.

4594, 4604, 4606, 4608, - 1907.

4642, 4650, 4668, 4702, "

4716, 4722, 4724, 4728, "

February 27, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.	Date of Your Letter of transmittal.
Tom Isaac, (Miss. Dec.)	December 18, 1906.
Viney King et al., (Freedmen).	October 19, 1906.
Frank Geing,	October 18, 1906.
James Morris,	October 18, 1906.
Wiley E. Davis et al.,	January 16, 1907.
Bousan Jackson et al.,	January 22, 1907.
Lillie Henderson	January 16, 1907.
Gladia A. Blake et al.,	December 24, 1906.
Beatrice Bottoms,	January 9, 1907.
William H. Mitchell et al.,	January 9, 1907.
Thedia D. Blake et al.,	November 22, 1906.
Cora A. Pyle,	January 9, 1907.

A copy heretofore and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

James E. Wilson,

Assistant Secretary.

12 Inc. and 24
Inc. for Ind. Of.

JWC
2-28-07.

Refer in reply to the following:

Land.
112943-1906

(WWT)

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 20, 1907.

The Honorable,

The Secretary of the Interior,

Sir:

I have the honor to transmit herewith a communication from the Acting Commissioner to the Five Civilized Tribes, dated December 24, 1906, enclosing the record of proceedings in the matter of the petition for the enrollment of Claudia A. Plate as a citizen by intermarriage of the Choctaw Nation, and the application and petition for the enrollment of Margaret A. Plate, Harold S. Plate, Sallie M. Plate, and Frank W. Plate, Jr., as citizens of that Nation, including the decision of the Commissioner to the Five Civilized Tribes rendered December 24, 1906, denying the applications and petitions.

The record shows that application was made to the Commissioner to the Five Civilized Tribes on June 8, 1906, for the enrollment of Margaret A. Plate, Harold S. Plate, Sallie M. Plate, and Frank W. Plate, Jr., as citizens of the Choctaw Nation, under the provisions of the Act of Congress approved April 23, 1906 (34 Stat. L. 137). Under the regulations adopted by the Commissioner on January 2, 1906, there was filed on March 6 a petition praying for the enrollment of Claudia A. Plate as a citizen by intermarriage of the Choctaw Nation for the enrollment of her minor children, the applicants herein, Margaret A. Plate (as Marguerette A. Plate),

Harold G. Plate (as Harold Plate), Sallie H. Plate (as Sallie Plate), and Frank W. Plate, Jr. (as Frank W. Plate), as citizens of that Nation.

The records in possession of the Commissioner do not show that any formal application was ever made for the enrollment of Claudia A. Plate as a citizen by intermarriage of the Choctaw Nation prior to December 1, 1906. She is a white woman and claims her right to enrollment as a citizen by intermarriage of the Choctaw Nation by virtue of her marriage to Frank W. Plate, a recognized and enrolled citizen by intermarriage of the Choctaw Nation, whose name appears opposite No. 663 on the final roll of citizens by intermarriage of the Choctaw Nation. The minor petitioners base their right to enrollment as citizens of that Nation, by reason of being the children of Claudia A. Plate and Frank W. Plate, both white persons. Under the decision of the Department in the case of Emma Hoffmann (I.T.D. 12852-1904), holding that no person is entitled to enrollment as a citizen by intermarriage by virtue of having married an intermarried citizen, Claudia A. Plate, is not entitled to enrollment as such, and it is immaterial whether her application was made prior to December 1, 1906.

Under the provisions of the Act of April 26, 1906, as amended by the Act of June 21, 1906 (34 Stat.L., 187 and 322), which provides for the enrollment of minors, "the children of Indians by blood," and following a decision of the Department in the William Jesse Bacon case (I.T.D. 2842-1906), the Office is of

the opinion that the decision of the Commissioner denying the petition for the enrollment of Claudia A. Plato as a citizen by intermarriage, and the application and petition for the enrollment of Margaret A. Plato, Harold C. Plato, Nellie M. Plato and Frank W. Plato, Jr., as citizens of the Choctaw Nation, is correct, and it is recommended that it be affirmed.

Very respectfully,

C. P. Larrabee,

Acting Commissioner.

WFB--KB

23-1130
W-142

Muskogee, Indian Territory, April 3, 1907.

Frank W. Plate,

Chickasha, Indian Territory.

Dear Sir:

You are hereby advised that on February 27, 1907, the Secretary of the Interior affirmed the decision of the Commissioner to the Five Civilized Tribes, rendered December 24, 1906, denying the petition for the enrollment of Claudia A. Plate as a citizen by intermarriage of the Choctaw Nation, and the applications and petition for the enrollment of Margaret A. Plate, Harold C. Plate, Sallie M. Plate and Frank W. Plate, Jr., as citizens of said nation.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

23-1120
V-142

Muskogee, Indian Territory, April 3, 1907.

J. V. Cabell,
Attorney at Law,
Armore, Indian Territory.

Dear Sir:

You are hereby advised that on February 27, 1907, the Secretary of the Interior affirmed the decision of the Commissioner to the Five Civilized Tribes, rendered December 24, 1906, denying the petition for the enrollment of Claudia A. Plate as a citizen by intermarriage of the Choctaw Nation, and the applications and petition for the enrollment of Margaret A. Plate, Harold G. Plate, Sallie W. Plate and Frank W. Plate, Jr., as citizens of said nation.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

23-1130
V-142

Muskogee, Indian Territory, April 3, 1907.

Mansfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 27, 1907, the Secretary of the Interior affirmed the decision of the Commissioner to the Five Civilized Tribes, rendered December 24, 1906, denying the petition for the enrollment of Claudia A. Plato as a citizen by intermarriage of the Choctaw Nation, and the applications and petition for the enrollment of Margaret A. Plato, Harold G. Plato, Sallie M. Plato and Frank W. Plato, Jr., as citizens of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers,
Acting Commissioner.

7-438

Muskogee, Indian Territory, June 18, 1906.

J. V. Cabell,

Armore, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of June 8, 1906, inclosing affidavits of Claudia A. Plato and W. H. Winter to the birth of Harold G. Plato, and Margaret A. Plato, children of Frank W. and Claudia A. Plato, January 10, 1900 and February 17, 1897; also affidavits of Claudia A. Plato and E. L. Dawson to the birth of Sallie M. Plato and Frank W. Plato, Junior, children of Frank W. and Claudia A. Plato, August 18, 1903, and January 15, 1906.

Respectfully,

Commissioner.

Choctaw Minor 1131

Dailey Franklin Pearce
Ben Lake Pearce
Earl Carson Pearce
Cecil Irvin Pearce

MA 1131

MINOR
CHOCTAW
ENROLLMENT

As Citizen of the
CHOCTAW NATION

Act of Congress

Approved April 26. 1906

DAILEY FRANKLIN PEARCE	
BEN LAKE	"
EARL CARSON	"
CECIL IRVIN	"

See Petion # W 172

DECISION RENDERED DEC 24 1906

REFUSED DEC 24 1906

RECORD FORWARDED DEPARTMENT DEC 24 1906

ACTION APPROVED BY
SECRETARY OF INTERIOR MAR 1 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations. APR 12 1907

Notice of Departmental Action
Forwarded Attorney for Applicant.
APR 12 1907

Notice of Departmental
Action Mailed Applicant APR 12 1907

New Born

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

..... Dailey Franklin Pearce.....

as a citizen of

..... Choctaw..... Nation.

Approved..... 190...

.....
Commissioner.

Born June 18, 1897

Act of Congress approved April 26, 1906

Department of the Interior
Commissioner to the Five Civilized Tribes

FILED

Jul 24 1906

Tams Bixby

Commissioner

Choctaw

Received

Jul 18 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Dailey Franklin Pearce, born on the 18th day of June 1897
(Here insert name of child)
Name of Father: Thornton D. Pearce a citizen of the Choctaw Nation.
Name of Mother: Chessteanie Pearce a citizen of the Nation.
Tribal enrollment of father..... Tribal enrollment of mother.....
Postoffice..... Caddo, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
..... Central District. }
I, Chessteanie Pearce on oath state that I am 28
years of age and a citizen by of the Nation;
that I am the lawful wife of Thornton D. Pearce who is a citizen, by
intermarriage of the Choctaw Nation; that a male child was
(Male or Female)
born to me on 18th day of June 1897; that said child has been named
Dailey Franklin Pearce and was living March 4, 1906.

Chessteanie Pearce

WITNESSES TO MARK:

[Must be Two
Witnesses]Subscribed and sworn to before me this 23rd day of June 1906.

Ex 11 Jan 1909

SEAL

A. E. Polson

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
..... Central District. }

I, Tennie Brewer a midwife on oath state that I
attended on Chessteanie Pearce wife of Thornton D. Pearce
on the 18th day of June 1897; that there was born to her on said date a male
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named Dailey Franklin
Pearce

Tennie Brewer

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this day of 1906.

Notary Public.

New Born

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

..... Ben Lake Pearce

as a citizen of

..... Choctaw Nation.

Approved..... 190...

.....
Commissioner.

Born Nov 9 1898

Act of Congress approved April 26, 1906

Department of the Interior
Commissioner to the Five Civilized Tribes

FILED

Jul 24 1906

Tams Bixby

Commissioner

Choctaw Received

Jul 19/1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1900.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Ben Lake Pearce (Here insert name of child), born on the 9th day of November 1898.
Name of Father: Thornton D. Pearce a citizen of the Choctaw Nation.
Name of Mother: Chessteanie Pearce a citizen of the Choctaw Nation.
Tribal enrollment of father: Choctaw Tribal enrollment of mother: Choctaw
Postoffice: Caddo, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Chessteanie Pearce on oath state that I am 28th years of age and a citizen by Choctaw of the Choctaw Nation; that I am the lawful wife of Thornton D. Pearce who is a citizen, by intermarriage of the Choctaw Nation; that a male child was born to me on 9th day of November 1898; that said child has been named Ben Lake Pearce and was living March 4, 1900.

Chessteanie Pearce

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 23rd day of June 1900.

A. E. Folsom

Notary Public.

Exp 11 day of Jan 1909

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Mrs Tennie Brewer a midwife on oath state that I attended on Chessteanie Pearce wife of Thornton D. Pearce on the 9th day of November 1898; that there was born to her on said date a male child; that said child was living March 4, 1900, and is said to have been named Ben Lake Pearce.

Tennie Brewer

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 23rd day of June 1900.

Notary Public.

New Born 190

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

.....Earl Carson Pearce.....

as a citizen of

Choctaw Nation.

Approved..... 190...

.....
Commissioner.

✓ Born July 11 1902

Act of Congress approved April 26, 1906

Department of the Interior
Commissioner to the Five Civilized Tribes

FILED

Jul 24 1906

Tams Bixby

Commissioner

Choctaw Received
 Jul 18 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Earl Carson Pearce, born on the 11th day of July 1902
[Here insert name of child]
Name of Father: Thornton D. Pearce a citizen of the Choctaw Nation.
Name of Mother: Chessteanie Pearce a citizen of the Choctaw Nation.
Tribal enrollment of father: Choctaw Tribal enrollment of mother: Choctaw
Postoffice: Caddo, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

Central District. }

I, Chessteanie Pearce, on oath state that I am 28
years of age and a citizen by Choctaw of the Choctaw Nation;
that I am the lawful wife of Thornton D. Pearce, who is a citizen, by
intermarriage of the Choctaw Nation; that a male child was
[Male or Female]
born to me on 11th day of July 1902; that said child has been named
Earl Carson Pearce, and was living March 4, 1906.



Chessteanie Pearce

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 23rd day of June 1906.

A. E. Folsom

Notary Public.

Ex 11th day of Jan 1909

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

Central District. }

I, Tennie Brewer, a midwife, on oath state that I
attended on Chessteanie Pearce, wife of Thornton D. Pearce
on the 11th day of July 1902; that there was born to her on said date a male
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named Earl Carson Pearce.

Earl Carson Pearce

Tennie Brewer

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 23rd day of June 1906.

Notary Public.

New Born

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

..... Cecil Irvin Pearce

as a citizen of

..... Choctaw Nation.

Approved..... 190...

.....
Commissioner.

Born April 1, 1905

Act of Congress approved April 26, 1906

Department of the Interior
Commissioner to the Five Civilized Tribes

FILED

Jul 24 1906

Tams Bixby

Commissioner

Choctaw Received

Jul 18 1906

3667

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
 of Cecil Irvin Pearce 1st day of April 1905
 [Here insert name of child]
 Name of Father: Thornton D. Pearce a citizen of the Choctaw Nation.
 Name of Mother: Chessteanie Pearce a citizen of the Nation.
 Tribal enrollment of father: Tribal enrollment of mother:
 Postoffice: Caddo, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
 Central District.

I, Chessteanie Pearce 28
 years of age and a citizen by of the Choctaw Nation;
 that I am the lawful wife of Thornton D. Pearce, who is a citizen, by
 intermarriage of the Choctaw Nation; that a male child was
 born to me on 1st day of April 1905; that said child has been named
 Cecil Irvin Pearce, and was living March 4, 1906.

Ches
 WITNESSES TO MARK:

[Must be Two
 Witnesses]

Subscribed and sworn to before me this 23rd day of June 1906.

Exp 11 day of Jan 1909

A.E. Folsom

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MIDWIFE.

UNITED STATES OF AMERICA, Indian Territory,
 Central District.

I, Tennie Brewer, a midwife, on oath state that I
 attended on Chessteanie Pearce
 on the 1st day of April 1905; that there was born to her on said date a female
 child; that said child was living March 4, 1906, and is said to have been named
 Cecil Irvin Pearce

WITNESSES TO MARK:

[Must be Two
 Witnesses]

Subscribed and sworn to before me this day of 1906.

Notary Public.

Chessteanie Pearce et al, petitioners.

vs.

Choctaw & Chickasaw Nations, defendants.

I, Thos. Norman, do solemnly swear that I served a true and correct, perfect and literal copy of the petition in the above styled case to which this affidavit is attached, on Mansfield, McMurray & Cornish on February 20th, 1906, by registering said copy to them addressed to them at South McAlester, I.T. and that the registry receipt hereto attached was issued on said registration.

Thos Norman

Subscribed and sworn to before me this February 20, 1906

J.L. Riggins
Notary Public

Ardmore, Southern Dist. I.T.

Commission expires

Jan'y 27th 1910

Seal

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

Chessteanie Pearce, et al Petitioners,)	
)	
vs.)	Petition for
)	identification
Choctaw and Chickasaw Nations)	and enrollment.
Defendants)	

Come now petitioners, Chessteanie Pearce, Daily Franklin Pearce, Ben Lake Pearce, Earl Carson Pearce and Cecil Irvin Pearce, and respectfully state that they and each of them are citizens of the Choctaw Nation, and are entitled to be identified and enrolled on the rolls of that nation and to the enjoyments of all the rights, privileges any other citizen thereof enjoys.

As grounds therefor, they allege that their father, Thornton Daily Pearce, a white man, in 1883 married a citizen of the Choctaw Nation whose name was Permelia Folsom, in accordance with the laws of said nation, that at that time they both were residents of said nation; that in virtue of said marriage, their said father and husband, Thornton Daily Pearce, then and there became a citizen of said nation; and that he has continued to be at all times since then a citizen and a resident of said nation.

They state further that at the death of his Indian wife which occurred in 1895 that he was then married to Chessteanie Timberlake, on the 14th day of April, 1896, that at the date of their marriage he was a recognized citizen of said nation having allotted his lands, that at the date of said marriage both of them were residents of said nation; and that both of them continued thereafterwards to be citizens and residents thereof and that by virtue of said marriage, the said Chessteanie Pearce became a citizen of the Choctaw Nation.

The said Thornton Daily Pearce and Chessteanie Pearce had born to them as an issue of said marriage four children, to-wit; Daily Franklin Pearce, born June the 18th, 1897, Ben Lake Pearce, was born Nov. 9th, 1898, Earl Carson Pearce, was born July the 11th, 1902, Cecil Irvin Pearce, was born April 1st, 1905.

Petitioners further state that they have brothers and sisters who are now upon the rolls and have their lands. Application was made to the Commission to the Five Civilized Tribes, in the year ----- at ----- for the identification and enrollment of petitioners, that no action on their citizenship towards identifying or enrolling them has been made in so far as they are informed.

Wherefore, considering the above, petitioners pray to be identified and enrolled as citizens of the Choctaw Nation and for all other and suitable relief.

Thos. Norman

Attorney for Petitioners

I, Thornton Daily Pearce, do solemnly swear that the facts and statements in the above petition are true.

Thornton Daily Pearce

Subscribed and sworn to before me this 15th day of February 1906

Sol J. Homer

Notary Public

SEAL

No. 172

Chessteanie Pearce, et al.

Department of the Interior
Commissioner to the Five Civilized Tribes.

F I L E D

Mar 1 1906

Tams Bixby

Commissioner

Thos Norman atty.

Ardmore, I.T.

W-172.
23-1121.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Chessteanie Pearce et al. as citizens of the Choctaw Nation.

D E C I S I O N.

It appears from the record herein that on July 18, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Daily Franklin Pearce, Ben Lake Pearce, Earl Carson Pearce and Cecil Irvin Pearce as citizens of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

Under the regulations adopted by the Commissioner to the Five Civilized Tribes January 2, 1906, there was filed on March 1, 1906, by Thomas Norman, attorney at law, Ardmore, Indian Territory, a petition praying for the enrollment of Chessteanie Pearce as a citizen by intermarriage of the Choctaw Nation and for the enrollment of her minor children, Daily Franklin Pearce, Ben Lake Pearce, Earl Carson Pearce and Cecil Irvin Pearce, applicants herein, as citizens of said nation.

It does not appear from the records in the possession of this office that any formal application has ever been made for the enrollment of Chessteanie Pearce as a citizen by intermarriage of the Choctaw Nation, prior to December 1, 1905.

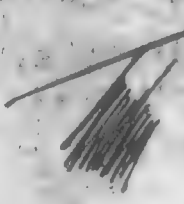
The petitioner, Chessteanie Pearce, who is a white woman, claims her right to enrollment as a citizen by intermarriage of the Choctaw Nation by virtue of her marriage to Thornton D. Pearce, a recognized and enrolled citizen by intermarriage of the Choctaw Nation whose name appears opposite No. 975 upon the final roll of citizens by intermarriage of the Choctaw Nation approved by the Secretary of the Interior September 22, 1904, and the minor petitioners claim their right to enrollment as citizens of said nation by reason of being the children of said Chessteanie Pearce and Thornton D. Pearce, above mentioned.

I am of the opinion that inasmuch as the Department has held in the case of Emma McMenamin (I. T. D. 11582-1904), that no person is entitled to enrollment as a citizen by intermarriage by virtue of having married an intermarried citizen, it is immaterial to determine whether or not any application of any nature whatsoever has ever been made for the enrollment of Chessteanie Pearce as a citizen by intermarriage of the Choctaw Nation and that the petition for her

-2-

enrollment as such should be denied, under the provisions of the Act of Congress approved June 28, 1898 (30 Stats., 492) and it is so ordered.

I am further of the opinion that the application and petition for the enrollment of Daily Franklin Pearce, Ben Lake Pearce, Earl Carson Pearce and Cecil Irvin Pearce as citizens of the Choctaw Nation should be denied, under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), as amended by the Act of Congress approved June 21, 1906 (Public No. 258), and it is so ordered.



Commissioner.

Muskogee, Indian Territory,
DEC 24 1906

V-172.
MS-2131.

COPY.

Muskogee, Indian Territory, December 24, 1906.

Thernton D. Pearce,
Caddo, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 24, 1906, denying the petition for the enrollment of Chesapeake Pearce as a citizen by intermarriage of the Choctaw Nation, and the applications and petition for the enrollment of Dolly Franklin Pearce, Ben Lake Pearce, Earl Carson Pearce and Cecil Irvin Pearce as citizens of said nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Wm. O. Beall
Acting Commissioner.

Encl. MS-2131.

Registered.

23-1131.
W-172.

COPY.

Muskogee, Indian Territory, December 24, 1906.

Thomas Nerman,

Attorney at Law,

Ardmore, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 24, 1906, denying the petition for the enrollment of Chessteau Pearce as a citizen by intermarriage of the Choctaw Nation, and the applications and petition for the enrollment of Dally Franklin Pearce, Ben Lake Pearce, Earl Carsen Pearce and Cecil Irvin Pearce as citizens of said nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Wm. O. Beall
Acting Commissioner.

Incl. 23-1131.

Registered.

V-172.
23-1131.

COPY

Muskogee, Indian Territory, December 24, 1906.

Manfield, McFurray & Gernish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 24, 1906, denying the petition for the enrollment of Chassteen Pearce as a citizen by intermarriage of the Choctaw Nation, and the applications and petition for the enrollment of Emily Franklin Pearce, Ben Lake Pearce, Earl Carson Pearce and Cecil Irvin Pearce as citizens of said nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Wm. O. Beall
Acting Commissioner.

Incl. 23-1131.

COPY.

Muskogee, Indian Territory, December 24, 1906.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the petition for the enrollment of Chesapeake Pearce as a citizen by intermarriage of the Choctaw Nation, and the applications and petition for the enrollment of Dolly Franklin Pearce, Ben Lake Pearce, Earl Carson Pearce and Cecil Irvin Pearce as citizens of said nation, including the decision of the Commissioner to the Five Civilized Tribes, rendered December 24, 1906, denying said petition and applications.

Respectfully,

Wm. O. Beath
Acting Commissioner.

B Incl.

Through the
Commissioner of Indian Affairs.

Y.R.

S.P.

DEPARTMENT OF THE INTERIOR,

D.C. 12308-1907

WASHINGTON,

L RS.

I.T.D.

5004, 5128, 5130, 5144, 5292-1907.

3296, 5310, 5326, 5330, 5360-

5392, 5412, 5446, 5474, 5494-

5500, 5504, 5506, 5512, 5516-

5550, 5574, 5580, 5584, 5536-

5588, 5592, 5596, 5604, 5614-

5610, 5640, 5616, 5628, 5638-

5352-1907. 21246-1907.

March 1, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case	Date of your letter of transmittal
Josephine Lebur, et al.	January 16, 1907.
Asro Allen Harvey, et al. (freedmen)	February 9, 1907.
Jodie Lee Hancock,	February 7, 1907.
James Louis Rogers, et al.,	February 6, 1907.
Porter Buckner (freedman)	January 28, 1907.
Bethel James (freedman)	February 8, 1907.
Mollie Butler, et al.	February 8, 1907.
Verna Dunlap, et al.	February 7, 1907.
Betty Prince, et al.	January 28, 1907.
Dave Newby, et al.	June 26, 1906.
John Henry Sanders, et al. (freedmen)	January 29, 1907.
Lois Lucile Ray	January 28, 1907.
Eliekin Parks, et al.	January 9, 1907.
David D. Tidwell, et al.	January 11, 1907.
A. J. Crowson, et al.	January 9, 1907.
Ader Williams, et al. (freedmen)	January 25, 1907.
	February 8, 1907.

Title of cases

Date of your
letter of transmittal.

Mary Howry	January 26, 1907.
Edith Paul, et al.	January 26, 1907.
Willie J. Walker, et al.	January 24, 1907.
Martha McCoy (freedman)	January 31, 1907.
Thomas Virgil Bottoms, et al.	January 9, 1907.
Augustus Burris (freedman)	February 8, 1907.
James Wilson Welch	January 28, 1907.
Vera L. Dillard	January 28, 1907.
Sammie Morris (freedman)	February 8, 1907.
Chassteania Pearce	December 24, 1906.
Alta A. Brown, et al.	January 29, 1907.
William Henry Riddle	January 26, 1907.
Lula Rounton pond, et al.	December 22, 1906.
Manina Maud Carrol	January 28, 1907.
Ruther Ervin, et al.	November 10, 1906.
Harrison Robison	December 24, 1906.
Geroge Robinson, et al.	December 24, 1906.
Carvenia Clark	November 10, 1906.
James King	January 28, 1907.
Nettie Brown, et al.	June 15, 1906.

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse M. Wilson.

Assistant secretary.

37 inclosures, and
74 to Ind. Of.

A.F. Mc
3-1-07.

Refer in reply to the
following.

COPY.

DEPARTMENT OF THE INTERIOR,

D.C. 12308-1907. OFFICE OF INDIAN AFFAIRS,
Land.
112839-1906. WASHINGTON.

February 25, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of Chessteanie Pearce as a citizen by intermarriage of the Choctaw Nation, and the applications and petition for the enrollment of Daily Franklin Pearce, Ben Lake Pearce, Earl Carson Pearce and Cecil Irvin Pearce as citizens of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated December 24, 1906, adverse to the applicants.

The record shows that on July 18, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Daily Franklin Pearce, Ben Lake Pearce, Earl Carson Pearce and Cecil Irvin Pearce as citizens of the Choctaw Nation. The record further shows that on March 1, 1906, there was filed with the Commissioner to the Five Civilized Tribes a petition, by Thomas Nerman, an attorney at law of Ardmore, I. T. praying for the enrollment of Chessteanie Pearce as a citizen of the

marriage of the Choctaw Nation, and for the enrollment of her minor children herein named, as citizens of the Choctaw Nation.

Commissioner Bixby reports that it does not appear from the records of his office that any formal application was made for the enrollment of Chessteanie Pearce as a citizen by intermarriage of the Choctaw Nation prior to December 1, 1905. Therefore, by reason of the provisions of the Act of Congress of April 26, 1905 (34 Stat. L., 137), the Office concurs in the decision of the Commissioner to the Five Civilized Tribes denying the enrollment of Chessteanie Pearce as a citizen by intermarriage of the Choctaw Nation and her minor children herein named as citizens of the Choctaw Nation.

Very respectfully,

G. B. Larrabee,
Acting Commissioner.

ABM-P.

W-172
22-1181

Muskogee, Indian Territory, April 12, 1907.

Thornton D. Pearce,

Sadde, Indian Territory.

Dear Sir:

You are hereby advised that on March 1, 1907, the Secretary of the Interior affirmed the decision of this office of December 24, 1906, denying the petition for the enrollment of Chessteanis Pearce as a citizen by intermarriage of the Choctaw Nation, and the applications and petitions for the enrollment of Dally Franklin Pearce, Ben Lake Pearce, Earl Garsen Pearce and Cecil Irvn Pearce as citizens of said nation.

Respectfully,

Eco. D. Rodgers.

ACTING Commissioner.

23-1131
W-172

Muskogee, Indian Territory, April 12, 1907.

Thomas Norman,
Attorney at Law,
Ardenre, Indian Territory.

Dear Sir:

You are hereby advised that on March 1, 1907, the Secretary of the Interior affirmed the decision of this office of December 24, 1906, denying the petition for the enrollment of Chassteanie Pearce as a citizen by intermarriage of the Choctaw Nation, and the applications and petition for the enrollment of Dolly Franklin Pearce, Ben Lake Pearce, Bart Carson Pearce and Cecil Irvin Pearce as citizens of said nation.

Respectfully,
Geo. D. Rodgers.

ACTING Commissioner.

V-178
23-1131

Muskogee, Indian Territory, April 12, 1907.

Hansfield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 1, 1907, the Secretary of the Interior affirmed the decision of this office of December 24, 1906, denying the petition for the enrollment of Chesapeake Pearce as a citizen by intermarriage of the Choctaw Nation, and the applications and petition for the enrollment of Dolly Franklin Pearce, Ben Lake Pearce, Earl Carson Pearce and Cecil Irvin Pearce as citizens of said nation.

Respectfully,

Geo. D. Rodgers,
Acting Commissioner.

7-3667

Muskogee, Indian Territory, July 24, 1903.

Thornton D. Pearce,

Caddo, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Chessteanie Pearce and Tennie Brewer to the birth of Dailey Franklin Pearce, Ben Lake Pearce, Earl Carson Pearce and Cecil Irvin Pearce, children of Thornton D. Pearce and Chessteanie Pearce, June 18, 1897, November 9, 1898, July 11, 1902 and April 1, 1905 respectively.

Respectfully,

Commissioner.

Choctaw minor 1132

O.K. Pollock

M 1132

1132

MINOR
CHOCTAW
ENROLLMENT
O. K. POLLOCK
As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26. 1906

See Petition # W - 26

DECISION RENDERED NOV 10 1906

REFUSED NOV 10 1906

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations Nov 10 1906

Copy of Decision Forwarded
Attorney for Applicant Nov 10 1906

COPY OF DECISION FORWARDED
APPLICANT NOV 10 1906

RECORD FORWARDED DEPARTMENT
NOV 10 1906

ACTION APPROVED BY
SECRETARY OF INTERIOR FEB 27 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations. MAR 13 1907

Notice of Departmental Action
Forwarded Attorney for Applicants
MAR 13 1907

Notice of Departmental
Action Mailed Applicant. MAR 13 1907

1131

NEW BORN #1132

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

O. K. Pollock

as a citizen of

Choctaw Nation.

Approved..... 190...

Commissioner.

Born Apr. 8, 1903

ACT OF CONGRESS APPROVED APRIL 26, 1906.

DEPARTMENT OF THE INTERIOR.
COMMISSIONER TO THE FIVE CIVILIZED TRIBES
F I L E D

JUL 10, 1906

Tans Bixby Commissioner.

CHOCTAW
N.B.1132

RECORDED

JUN 29 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of O. K. Pollock, born on the 8th day of April 1903
[Here insert name of child]
Name of Father: T. J. Pollock a citizen of the U. S. Nation.
Name of Mother: Eliza J. Pollock a citizen of the Choctaw Nation.
Tribal enrollment of father: _____ Tribal enrollment of mother: Choctaw
Postoffice: Sneed, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, Eliza J. Pollock, on oath state that I am 46
years of age and a citizen by Intermarriage, of the Choctaw Nation;
that I am the lawful wife of T. J. Pollock, who is a citizen, by
_____ of the U. S. Nation; that a Male child was
[Male or Female]
born to me on 8th day of April, 1903; that said child has been named
O. K. Pollock and was living March 4, 1906.

Eliza J. Pollock

WITNESSES TO MARK:

[Must be Two Witnesses] { _____

Subscribed and sworn to before me this 25 day of June, 1906.

(SEAL)

E. S. Davis.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, A. B. Davis, a M. D., on oath state that I
attended on Eliza J. Pollock, wife of T. J. Pollock
on the 8th day of April, 1903; that there was born to her on said date a Male
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named O. K. Pollock.

A. B. Davis, M. D.

WITNESSES TO MARK:

[Must be Two Witnesses] { _____

Subscribed and sworn to before me this 25 day of June, 1906.

(SEAL)

E. S. Davis

Notary Public.

My commission expires Oct 21, 1909.

23-1132
V--26
O.L.J.

DeB.

DEPARTMENT OF THE INTERIOR.
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
O. K. Pollock as a citizen of the Choctaw Nation.

DECISION:

It appears from the record herein that on June 29, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of O. K. Pollock (born April 8, 1903), as a citizen of the Choctaw Nation, under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

Under the regulations adopted by the Commissioner to the Five Civilized Tribes, January 2, 1906, there was filed on January 23, 1906, by Thomas Norman, attorney at law, Ardmore, Indian Territory, a petition praying for the enrollment of O. K. Pollock as a citizen of the Choctaw Nation.

The applicant claims his right to enrollment as a citizen of the Choctaw Nation by reason of being the son of Eliza J. Pollock, a white woman, whose name appears as Number 980 upon the final roll of citizens by intermarriage of the Choctaw Nation, approved by the Secretary of the Interior September 22, 1905, and T. J. Pollock, a non-citizen white man.

I am, therefore, of the opinion that the application and petition for the enrollment of O. K. Pollock as a citizen of the Choctaw Nation should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), as amended by the Act of Congress of June 21, 1906 (Public 355), and it is so ordered.

Muskogee, Indian Territory.

NOV 19 1906

Commissioner.

Department of the Interior,
Commissioner to the Five Civilized Tribes.

.....

O. K. Pollock, by his mother	1	
Elizabeth J. Pollock, as his nat-	1	
ural Guardian, Petitioner.	1	
	1	
vs.	1	Petition for identifica-
	1	tion and enrollment.
Choctaw and Chickasaw Nations,	1	
Defendants.	1	
	1	
	1	

Comes now petitioner, O. K. Pollock, by and through his mother Eliza J. Pollock, as his natural guardian, and respectfully states that he is a citizen of the Choctaw Nation, and is entitled to be identified and enrolled on the rolls of said nation, and to the enjoyment of all the rights, privileges and immunities of any other citizen of said Nation.

As grounds therefor, he alleges that his mother, whose maiden name was Eliza J. Turnbow, a white woman, on or about the year 1874, married W. J. Lowery, a Choctaw by blood, in the said Nation, in accordance with the laws of said Nation, and while both of them were residents of said Nation; that from that date until the present time she has continued to be at all times, a citizen of said nation, and a resident of either that nation or of the Chickasaw Nation; that she has at all times since then been on the rolls of said nation, and that she is now enrolled thereon, and has taken her allotment of lands of said nation, and her distributive share of the monies thereof heretofore disbursed.

On or about Dec. 31, 1899, said W. J. Lowery died, and thereafter, on or about the 26th day of September, 1900, the said Eliza J. Lowery married in the Chickasaw Nation, T. J. Pollock, a white man, and a resident of said nation; that at all times since this last marriage, T. J. Pollock and Eliza J. Pollock have been

residents of either the Choctaw or Chickasaw Nation; that, while they were such residents of said nation, and while the said Eliza J. Pollock was a citizen of said nation, and owing to it immediate allegiance, there was born to them on the 8th day of April, 1903, as an issue of this marriage, your petitioner, O. K. Pollock, who is now living; that being born as aforesaid, your petitioner is a citizen of the Choctaw Nation and is entitled to be identified and enrolled as a citizen thereof.

Application was made to the Commission to the Five Civilized Tribes for the enrollment of petitioner at the time the said Commission was at Ardmore, Indian Territory, enrolling the new born babes, and that the said Commission refused then to identify and enroll petitioner. That a petition herein has heretofore been filed with the Secretary, and petitioner is advised, is now on file in this department.

Wherefore, petitioner prays to be identified and enrolled as a citizen of said Nation, and for all other proper and suitable relief.

Thos. Norman,

Attorney for petitioner.

I, Eliza J. Pollock, do solemnly swear that the facts and statements contained in the above petition are true.

Eliza Jane Pollock.

Subscribed and sworn to before me this the 6 day of January, 1906.

A. K. Swan

Notary Public, So Dist, I.T.

(SEAL)

My Commission Expires

July 3- 1909.

(Endorsed)

DEPARTMENT OF THE INTERIOR.

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

F I L E D

JAN 22 1906

Tamr Sixty Commission

or

(COPY-DeB)

(Registry receipt attached)

O. K. Pollock, petitioner,

vs.

Choctaw & Chickasaw Nations, defendants.

I, Thos. Norman, do solemnly swear that I served a true and correct, perfect and literal copy of the petition in the above styled case to which this affidavit is attached in the case of O. K. Pollock, on Mansfield, McMurray & Cornish, On January 19, 1906, by registering said copy to them addressed to them at South McAlester, I. T., on said date, and the registry receipt hereto attached was issued on said registration.

Thos. Norman.

Subscribed and sworn to before me this the 20th day of January, 1906.

H. P. Stann,

Notary Public.

7-4006

Muskogee, Indian Territory, July 6, 1906.

T. J. Pollock,

Sneed, Indian Territory,

Dear Sir:

~~Receipt is hereby acknowledged of the certificate of birth~~
J. Pollock and A. M. Davis M. D., to the birth of O. K. Pollock,
child of T. J. and Eliza J. Pollock, April 8, 1905.

Respectfully,

Commissioner.

23-1132
W-26

COPY

Muskogee, Indian Territory, November 10, 1906.

T. J. Pollock,

Sneed, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered November 10, 1906, denying the application and petition for the enrollment of O. K. Pollock as a citizen of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tams Bixby*

Commissioner

Registered.

Incl. 23-1132.

W-26.

23-1132

W- 26

COPY

Muskogee, Indian Territory, November 10, 1906.

Thomas Norman,

Attorney at Law,

Armore, Indian Territory.

Dear Sir:--

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered November 10, 1906, denying the application and petition for the enrollment of O. K. Pollock as a citizen of the Cherokee Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

Tamm Smith

Commissioner.

Registered.

Incl. 23-1132.

W-26.

23-1132

W-26

COPY.

Muskogee, Indian Territory, November 10, 1906.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen :--

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered November 10, 1906, denying the application and petition for the enrollment of O. K. Pollock as a citizen of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tarne Dixie*
Commissioner.

Incl. 23-1132.

W-26.

COPY

Muskogee, Indian Territory, November 10, 1906.

The Honorable,

The Secretary of the Interior.

Sir:--

There is transmitted herewith record of proceedings in the matter of the application and petition for the enrollment of O. K. Pellock as a citizen of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated November 10, 1906, denying said application and petition.

Respectfully,

SIGNED *Tamm Ditty*
Commissioner.

83-1132.

W. 36.

Through the

Commissioner of Indian Affairs.

J.P.

DEPARTMENT OF THE INTERIOR,

WASHINGTON.

O.K.

L.RS.

I. T. D.

4196, 3142, 3146, 1907
3166, 3168, 4518, "
4592, 4652, 4746, "
7469, 24528, 1906.

February 27, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.	Date of Your Letter of Transmittal.
Jacob Green	June 14, 1906.
Ethel Puckett,	November 12, 1906.
Joseph Beal,	November 8, 1906.
G. K. Pollock,	November 10, 1906.
Harry McEvers, et al.,	November 6, 1906.
Dealie Cooper (Miss. Choctaw),	December 15, 1906.
Thomas A. Turner,	October 19, 1906.
Louise Embry (Freedman),	January 16, 1907.
Winnie D. Johnson, (Freedman),	February 1, 1907.
Delia E. Perse et al.,	June 21, 1906.

A copy hereof, and all the papers in the above men-

-2-

A copy heretof, and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

James E. Wilson,

Assistant Secretary.

10 inc. and 22 inc.
for Ind. O. with
copy heretof.

A. E. No.

2-25-07.

Refer in reply to the following:
DEPARTMENT OF THE INTERIOR.

Land,
99852-1906.

OFFICE OF INDIAN AFFAIRS.

WASHINGTON. February 12, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

Referring to Department letter of July 10, 1906 (I.T.D. 2548), there is enclosed a report from the Commissioner to the Five Civilized Tribes, dated November 10, 1906, transmitting the record relative to the application of G. K. Pollock, for enrollment as a citizen by blood of the Choctaw Nation.

On June 23, 1906, application was made to the Commissioner for the enrollment of G. K. Pollock as a citizen by blood.

On November 10, 1906, the Commissioner held that the applicant was not entitled to such enrollment.

The record shows that the applicant is the minor child of Elisa J. Pollock, identified at No. 980 on the final roll of citizens by intermarriage of the Choctaw Nation, approved by the Department on September 23, 1904 and I. J. Pollock, a non-citizen.

In view of the decision of the Department of July 10, 1906 (I.T.D. 2548), in the case of William Jesse Bacon, the decision of the Commissioner adverse to the applicant is recommended for approval.

Very respectfully,

H.R.D. -NL

C. F. Larrabee,
Acting Commissioner.

23-1132

Muskogee, Indian Territory, March 13, 1907.

T. J. Pollock,

Sneed, Indian Territory.

Dear Sir:

You are hereby advised that on February 27th 1907, the Secretary of the Interior affirmed the decision of this office of November 10, 1906, denying the application and petition for the enrollment of G. K. Pollock as a citizen of the Choctaw Nation.

Respectfully,

Commissioner.

23-1132

Muskogee, Indian Territory, March 13, 1907.

Thomas Herman,

Attorney at Law,

Armstrong, Indian Territory.

Dear Sir:

You are hereby advised that on February 27, 1907, the Secretary of the Interior affirmed the decision of this office of November 10, 1906, denying the application and petition for the enrollment of O. K. Pollock as a citizen of the Choctaw Nation.

Respectfully,

Commissioner.

Commissioner.

23-1112

Muskogee, Indian Territory, March 13, 1907.

Hansfield, McMurtry & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 27, 1907, the Secretary of the Interior affirmed the Decision of this office of November 10, 1906, denying the application and petition for the enrollment of O. M. Pollock as a citizen of the Choctaw Nation.

Respectfully,

Commissioner.

Choctaw Minor 1133

Ruby T. Pollock
Asa Pollock
Robb Pollock
Irene J. Pollock
Alex Pollock

M 1133

MINOR
CHOCTAW
ENROLLMENT

As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26. 1906

RUBY T. POLLOCK
ASA "
ROBB "
IRENE J. "
ALEX "

SEE W - 83

DECISION RENDERED DEC 24 1906

REFUSED DEC 24 1906

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations DEC 24 1906

COPY OF DECISION FORWARDED
APPLICANT DEC 24 1906

Copy of Decision Forwarded
Attorneys for Applicant DEC 24 1906

RECORD FORWARDED DEPARTMENT
DEC 24 1906

SEE 23-1161

ACTION Approved by
Secretary of Interior MAR 4 1907

NOTICE OF DEPARTMENTAL ACTION
FORWARDED ATTORNEYS FOR CHOCTAW
AND CHICKASAW NATIONS MAR 13 1907

Notice of Departmental Action
Forwarded Attorney for Applicant.
MAR 13 1907

Notice of Departmental
Action Mailed Applicant. APR 13 1907

W-19.

MC-115.

Muskogee, Indian Territory, February 1, 1906.

Preslie B. Cole,

South McAlester, Indian Territory.

Dear Sir:-

On October 16, 1905, the Acting Secretary of the Interior referred to this office for report and recommendation a motion filed by your ~~representative~~ requesting a re-hearing in the matter of the application of Joanna Pollock, et al., as citizens of the Choctaw Nation.

The Department in its letter of January 25, 1906, (I.T.D. 1174p1176-1178-1906) acting upon the recommendation of this office in its letter of January 5, 1906, authorized the Commissioner ~~to return said motion with the information that if it was so desired a formal petition might be submitted to this office in conformity with the method of procedure adopted by the Commissioner on January 2, 1906.~~

Said motion is returned herewith, and you are advised that if the petitioners so desire they will be permitted to file a petition for a hearing relative to their rights to be enrolled as citizens of the Choctaw Nation, in conformity with the enclosed circular.

A copy of Departmental letter of January 25, 1906, is also enclosed.

Enc. No. 1-5

Before Hon. Tams Bixby, Commissioner to the
Five Civilized Tribes of Indians at
Muskogee, Indian Territory.

In Re, Joanna Pollock et al, applicants.
vs.
The Choctaw Nation.

Respondents.

Proof of service.

Omes now Preslie B. Cole, over the age of 21, years and being duly sworn deposes and says: That I caused a true and perfect literal copy of the above, within and foregoing Petition in the above entitled and styled cause, to be registered by the Post Master at South McAlester Indian Territory, in a letter directed to Mansfield McMurray & Cornish, Attorneys for the Choctaw and Chickasaw Nation at South McAlester Indian Territory, in the 2 nd, day of April 1906,;- That a Registry receipt received for said letter is hereto attached and made a part hereof. I further state that all of the above named attorneys ~~was~~ sent from said City of South McAlester, or reported to be and could not be found of the purpose of making personal service.

Preslie B. Cole
Affiant.

Subscribed and sworn to before me on this the 2 nd, day of February 1906.

(SEAL)

My commission expires on the 2nd day of Feb 1907.

E. Allan Boyd
Notary Public.

(Registry Receipt Attached)/

BEFORE THE HON. WAMS BIXBY, COMMISSIONER
TO THE FIVE CIVILIZED TRIBES
AT MUSKOGEE?I.T.

In re Joanna Pollock, Lillie Garner, (nee Pollock) and her minor children, J. D. Berner, and Julia A. Garner and H. D. Pollock, Alex Pollock Asa Pollock, Robt Pollock and Irene Pollock.....APPLICANTS
VS.

THE CHOCTAW NATION.....Respondent
PETITION FOR RE-HEARING AND ENROLMENT.

Comes now the above named applicants, Joanna Pollock, Lillie Garner, (nee Pollock), J. D. Garner, Julia A. Garner, H. D. Pollock, R. T. Pollock, Alex Pollock, Asa Pollock, Robt Pollock, and Irene Pollock, who allege and contend that they are members of the Choctaw tribe of Indians, and have been recognized as such prior to the 10th day of July 1896, and entitled to be enrolled as ~~members~~ members of said Choctaw Tribe with all the rights privileges and immunities of a Choctaw by blood, and they ~~base~~ base such rights upon the following allegations to wit:)

That during the year of 1871 one Andrew D. Pollock a white man residing in the Choctaw Nation Indian Territory, was under and in accordance with the laws of the Choctaw married to one Lena Duncan a Choctaw Indian by blood: That said Andrew D. Pollock and his said wife lived and cohabited together in said Choctaw Nation as man and wife until the year 1872 when the said Lena Duncan Pollock wife of the said Andrew D. Pollock, departed this life: That thereafter and during the year 1877 the said Andrew D. Pollock was lawfully married to Joann Smith a white woman and who is his present wife, and that they are now residing together as husband and wife: That since the marriage of the said Joann Smith and the said Andrew D. Pollock there has been born to them the issue of said marriage the following named children, all of whom

are now living: Lee Pollock, Lillie Pollock, H. D. Pollock, R. T. Pollock, Alex Pollock, Asa Pollock, Robb Pollock and Irene Pollock. That the said Lee Pollock heretofore married an Indian by blood and has been enrolled as an intermarried citizen and does not now claim any rights under this petition. That the said Lillie Pollock, daughter of the aforesaid Andrew D. Pollock and Joanna Pollock, was during the year of 1895 lawfully married to one George Garner, under and according to the laws of the Choctaw Nation, after having procured marriage License from the County Clerk of Jack Fork County, Choctaw Nation. That thereafter there were born to the said George Garner and the said Lillie Garner (nee Pollock) the issue of said marriage, J. D. Garner and Julia ~~Garner~~ A. Garner who are applicants herein, and that thereafter during the year 1901 the said George Garner departed this life. That all of the above named applicants have continuously resided in the Choctaw Nation for more than twenty years last past, or during their life since birth, and that they have always claimed and have been treated as members of said Choctaw tribe.

That during the year 1896, 1898, 1899 and at divers times thereafter the above named applicants presented themselves to the Hon. Commissioners to the five civilized tribes for enrollment, but that said Commissioners refused to consider their application or to make a record thereof, and so far as petitioners are informed said Commission now has no record of such application having been made.

Petitioners further say: That on the 6th day of October 1905, said applicants filed a motion for rehearing and review with the Hon Ethan Allen Hitchcock Secretary of the Interior Washington D. C., setting forth the above and foregoing alleged facts relied upon for enrollment in said nation, and prayed a rehearing and review of the case before the Hon Commissioners to the Five Civilized Tribes at Muskogee, Indian Territory, and that on the 16 day of October 1905, said Hon Ethan Allen Hitchcock Secretary of the Interior directed the Commissioner to the Five Civilized Tribes at Muskogee, Ind. Ter. to report on said motion with recommendations. ~~But as yet~~ ~~petitioners~~ informed and ~~no~~ ~~not~~ ~~been~~ ~~made~~ ~~on~~

But as your Petitioners are informed and believe no report has as yet been made on the same, and that on the 2nd day of ~~January~~ January 1906, said Commissioner at Muskogee, aforesaid, adapted and promulgated a mode of ~~the~~ procedure applicable to cases of this kind requiring that petitions be filed etc. and providing manner of service on the attorneys for the Choctaw and Chickasaw Nations which is ~~accordance~~ a new rule and your petitioners are not informed as to whether or not their said application will be considered under said petition or not on filed on said 6th day of October 1905, or whether a new petition will be required to be filed in accordance with said rules made and provided on said day of January 1906.

Wherefore, your petitioners pray: That this application be consolidated with the motion or petition filed by said applicants on said 6 day of October 1906 with the Secretary of the ~~the~~ Interior and by him referred to the Commissioner to the Five Civilized Tribes on said 16 day of October 1905, or that this petition take the place of said motion filed on said date and be considered as a new petition as of this date, and that a full hearing be given your petitioners upon the grounds alleged herein entitling them to enrollment as members of said Choctaw tribe of Indians.

Your petitioners further allege that the said Andrew Pollock husband of the said Joanna Pollock has heretofore been admitted to citizenship in said Choctaw Nation and received an Allotment of lands therein by reason of his said marriage to the said Lena Duncan a Choctaw by blood.

Wherefore your petitioners pray That the Hon Commissioner to the five tribes grant a rehearing and review of their said application heretofore made for enrollment as members of said Choctaw tribe and that they be granted citizenship in said Choctaw Nation with all the rights privileges and immunities as an Indian by blood.

In duty bound your petitioners will ever pray.

(SIGNED) Preslie B. Cole, Attorneys
for petitioners.

Joanna Pollock, one of the above named petitioners and wife of the said Andrew D. Pollock and over the age of twenty-one years being sworn states that matters and facts set forth in the above and foregoing petition are true and correct.

Joanna Pollock

Subscribed and sworn to before me on this the 31 day of Jany. 1906.

(SEAL)

O. A. Birge

My Com. expires Mar. 18th 1907.

Indorsed on back as follows:

In re Joanna Pollock et al.
applicants
vs.

The Choctaw Nation
Respondents.

petition for rehearing and enrolment.

DEPARTMENT OF THE INTERIOR

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

FILED.

FEB. 3-1906.

Sam B. B. B. Commissioner.

Preslie B. Cole, So. McAlester, I. T.,
Attorneys for applicants.

Before the Hon Tams Bixby Commissioner to
The Five Civilized tribes of Indians-Muskogee Indian Territory.

-----O:O:O:O:O:-----

In Re.

Joanah Pollock - Lillie Garner. (nee Pollock)
J. D. Garner (minor Child of Lillie Garner)
Julia A. Garner (minor child of Lillie Garner)
H. D. Pollock - R. T. Pollock
Alex Pollock - Asa Pollock.
Robb Pollock. - Irene Pollock.....Applicants.

Vs.

The Choctaw Nation.....Respondent..

-----O:O:O:O:O:-----

PETITION FOR REHEARING AND ENROLLMENT

Comes now the above named applicants, Joanah Pollock, - Lillie Garner (Nee Pollock) J. D. Garner, and Julia A Garner, minor children of the said Lillie Garner and H. D. Pollock - R. T. Pollock - Alex Pollock - Asa Pollock - Robb Pollock - and Irene Pollock, and allege and contend that they are members of the Choctaw tribe of Indians and entitled to enrollment as such, and that they are, and have been recognized as citizens and members of the Choctaw tribe of Indians aforesaid at all times and prior to the 10,th day of July, 1896, and that they base their right to enrollment upon the following facts to wit:-

That during the year of 1872, one Andrew D. Pollock a white man residing in the Choctaw Nation aforesaid was married according to the Choctaw laws to one Lena Duncan a Choctaw Indian by blood, and that they lived and cohabited together as man and wife until the year of 1875 or 1876 when the said Lena Duncan Pollock, his said wife departed this life:- That thereafter during the year of 1877 or 1878 the said Andrew D. Pollock was lawfully married to Joanah Smith a white woman and who is his present wife and one of the above named applicants. That there was born to the said Andrew D. Pollock and the said Joanah Pollock his said wife the issue of their said marriage, the following named children, all of whom are now living and residing in the Choctaw Nation to wit:- Lee Pollock - Lillie Pollock - H. D. Pollock - R. T. Pollock - Alex Pollock - Asa Pollock - Robb Pollock - and Irene Pollock. That the said Lee Pollock heretofore married an Indian by blood and has been enrolled as an inter-married citizen of said Nation therefore does not ask for enrollment in this motion.

That the said Lillie Pollock daughter of the aforesaid Andrew D. Pollock and Joanah Pollock was during the year of 1895, in accordance with the laws of the Choctaw Nation married to one George Garner a white man, having procure license therefor from the County Clerk of Jacksfork County Choctaw Nation. That thereafter there was born to the said George and Lillie Garner (Nee Pollock) the issue of said marriage, two children, J. D. Garner and Julia A. Garner, who are applicants named herein, and thereafter during the year of 1901, the said George Garner departed this life. That all of the above applicants have resided in the Choctaw Nation during their life and for twenty years. That during the year of 1896, and at divers times prior

thereto they made application for enrollment as members of said Choctaw tribe. That on the 24,th day of August 1897, they presented a formal petition to said United States Commissioners to the Five Civilized Tribes at Muskogee Indian Territory, praying that they be enrolled as members of said Choctaw tribe, and which said petition was filed by said Commissioners and is now of record as of said date and being No. 59, and which petitioners pray that said petition be filed with and consolidated with this petition as part of the records in this case.

Petitioners further say:- That on the 9,th day of October, 1905, said applicants filed a motion, for rehearing and review of their said application for citizenship, with the Hon Ethan Allen Hitchcock Secretary of the Interior at Washington D. C. and a copy thereof with the Hon Tams Bixby Commissioner to the Five Civilized Tribes at Muskogee Indian Territory, and praying for a rehearing and review of their said application and that on the 16,th day of October 1905, said Hon Ethan Allen Hitchcock Secretary of the Interior, directed the said Commissioner to the Five tribes at Muskogee Indian Territory, to report on said motion with recommendations, but that said Commissioner to the five civilized tribes failed to act upon same for some reason unknown to petitioners, until the 1,st day of February 1906, when upon said date said Commissioner returned said Motion filed on the 21,st day of October 1905, to Preslie B. Cole, Esq, attorney for petitioners at South McAlester I. T. with a letter entitled "W-19" and directing that petitioners file a formal petition in conformity with the method of procedure adopted by the Commission on January 2,nd 1906, and that on February 2,nd 1906, said petitioners mailed to said Commissioner a new petition in accordance with said procedure and which should be filed as of February 3,rd 1906, and petitioners further say that the said petition or motion filed by them on said 21, day of October 1905, is a part of the Records in this case and they pray that said petition be also filed with this petition as a part of the records in this case. That said petition filed on said October 21, 1905, and bearing the following endorsement on the Back thereof, "Exhibit "A" "Department of the Interior Commissioner to the Five civilized tribes Filed Oct 21, 1905, Tams Bixby Commissioner" and the Motion bearing date of October 9, 1905, and filed with the Secretary of the Interior and endorsed as follows "Motion for rehearing, Department of the Interior Received Oct. 9, 1905, No 9855 Indian Territory Division." marked exhibit "B" be consolidated with this petition as part of the records in this case, and that they all be considered together.

Your petitioners further say that the said Andrew D. Pollock husband of the said Joana Pollock, has heretofore been enrolled as a member of the Choctaw tribe of Indians and received an Allotment on lands in said Nation.

Preslie B. Cole, attorney for petitioners

Joana Pollock being duly sworn deposes and says:- That she is one of the above named applicants herein and that the facts set forth in the above petition are true and correct.

Joana Pollock.

Subscribed and sworn to before me on this the 7th day of June 1906.
My commission expires on the 17 day of Mch. 1907.

C. A. Birge, Notary Public.

Before the Hon Tams Bixby, Commissioner to the Five
Civilized tribes of Indians, Muskogee Ind. Ter.

-----O:O:O:O:-----

Joanah Pollock, et al)
Applicant.)
vs.)
The Choctaw Nation,)
Respondent.)

-----O:O:O:O:-----

I Preslie B. Cole hereby state on oath that I served the
above and foregoing Petition, Motion to reconsider, on this the 9 day
of June 1906, in the City of South McAlester Indian Territory, by
then and there causing the Post Master of said South McAlester, to
register a letter containing a true copy thereof, addressed to Mans-
field, McMurray & Cornish, attorneys for the Choctaw and Chickasaw
Nation's South McAlester Indian Territory: - That a receipt for said
Registered Letter is hereto attached marked exhibit "A" and made a
part hereof.

Preslie B. Cole.

Subscribed and sworn to before me on this the 9 day of June 1906.
My Commission expires on the 12 day of March 1910.

(SEAL)

Ira H. Eubanks, Notary Public.

(REGISTRY RECEIPT ATTACHED,)

Indorsed:

No _____

Before Hon Tams Bixby,
Commissioner - Muskogee, I.T.

Joanah Pollock et al, Applicants.

Vs.

The Choctaw Nation, Respondent.

Motion for reconsideration,
Rehearing and review.

Department of the Interior,
Commissioner to the Five Civilized Tribes.
Filed Jun. 12, 1906.
Tams Bixby, Commissioner.

Preslie B. Cole,
So McAlester, I. T.
Attorney for plaintiffs.

New Born 1133.

100

IN RE
Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 26, 1906.

Ruby T. Pallack.....

as a citizen of

Choctaw..... Nation.

Approved..... 190...

.....
Commissioner.

Born Dec. 29, 1884.

ACT OF CONGRESS APPROVED APRIL 26, 1906.

F I L E D

JULY 23, 1906.

Tams Bixby, Commissioner/.

Preslie B. Cole, Lawyer, So. McAlester, I.T.

Choctaw N.B.1133.

Received Jul 13, 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the...Choctaw.....Nation,
of Ruby T. Pollock....., born on theday of1.....
[Here insert name of child]
Name of Father: Andrew D. Pollock.....a citizen of the Choctaw.....Nation.
Name of Mother: Joanna Pollock.....a citizen of the Choctaw.....Nation.
Tribal enrollment of father Choctaw. Intermarriage Tribal enrollment of mother Application pend-
ing Choctaws
Postoffice: Kiowa, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Central..... District. }

Joanna Pollock..... on oath state that I am.....54.....
years of age and a citizen by marriage..... of the..... Choctaw..... Nation;
that I am the lawful wife of..... Andrew D. Pollock....., who is a citizen, by
intermarriage..... of the..... Choctaw..... Nation; that a..... male..... child was
[Male or Female]
born to me on.....29..... day of..... Dec....., 1.....884.....; that said child has been named
Ruby T. Pollock....., and was living March 4, 1906.

Joanna Pollock.

WITNESSES TO MARK:

[Must be Two
Witnesses] {

Subscribed and sworn to before me this 18..... day of..... June, 1906.

C. A. Burge.....
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central..... District. }

I, Amelia C. Blackwood....., a..... midwife....., on oath state that I
attended on..... Joanna Pollock....., wife of..... Andrew D. Pollock.....
on the 29..... day of..... Dec....., 1.....884....., that there was born to her on said date a..... male.....
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named..... Ruby T. Pollock.....

Amelia C. Blackwood.

WITNESSES TO MARK:

[Must be Two
Witnesses] {

Subscribed and sworn to before me this 18..... day of..... June..... 1906.

(SEAL) 6 3

C. A. Burge.....
Notary Public.

N. B. 1133.

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 20, 1906.

Asa Pollock

as a citizen of

Choctaw **Nation.**

Approved **190**...

.....
Commissioner.

Born Oct 6, 1887.

**DEPARTMENT OF THE INTERIOR COMMISSIONER TO THE
FIVE CIVILIZED TRIBES.**

F I L E D .

July 23, 1906.

T. B. Bixby, Commissioner.

Choctaw N. B. 1133. Received Jul 13, 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Choctaw.....Nation,
Msa. Pollock....., born on theday of1.....
(Here insert name of child)
Name of Father: Andrew Pollock.....a citizen of the Choctaw.....Nation.
Name of Mother: Joanna Pollock.....a citizen of the Choctaw.....Nation.
Tribal enrollment of father: Choctaw intermarried.....Tribal enrollment of mother: Choctaw intermar-
ried.....
Postoffice.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Central.....District. }

I,Joanna Pollock....., on oath state that I am.....50.....
years of age and a citizen by.....marriage.....of the.....Choctaw.....Nation;
that I am the lawful wife of.....Andrew D. Pollock....., who is a citizen, by
intermarriage....., of the.....Choctaw.....Nation; that aMada.....child was
(Male or Female)
born to me on 6.....day of.....Oct....., 1887; that said child has been named
Msa Pollock....., and was living March 4, 1906.

.....Joannah Pollock.....

WITNESSES TO MARK:

[Must be Two Witnesses] {
.....

Subscribed and sworn to before me this.....18.....day of.....June.....1906.

.....C. A. Barge.....

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central.....District. }

I,Amalia C. Blackwood....., midwife....., on oath state that I
attended onJoannah Pollock.....of.....Andrew D. Pollock.....
on the ..6.....day of.....Oct....., 1.....1887; that there was born to her on said date a male.....
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named.....
Msa. Pollock.....
.....Amelia C. Blackwood.....

WITNESSES TO MARK:

[Must be Two Witnesses] {
.....

Subscribed and sworn to before me this.....18.....day of.....June.....1906.

(SEAL)

.....C. A. Barge.....

Notary Public.

N. B. 1133.

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Robb Pollock

as a citizen of

Choctaw Nation.

Approved 190

Commissioner.

Born March 14, 1892

Act of April 26, 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

filed /

Jul 23 1906.

Tams Bixby, Commissioner.

Received Jul 13, 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Choctaw.....Nation,
of Robb Pollock....., born on theday of1.....
[Here insert name of child]
Name of Father:....Andrew Pollock.....a citizen of the.....Choctaw.....Nation.
Name of Mother:....Joannah Pollock.....a citizen of the.....Choctaw.....Nation.
Tribal enrollment of father:....Choctaw intermarried.....Tribal enrollment of mother:....Choctaw intermarried.....
Postoffice.....Kiowa, I. T.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
....Central..... District. }

I,Joannah Pollock....., on oath state that I am.....50.....
years of age and a citizen by....marriage., of the.....Choctaw.....Nation;
that I am the lawful wife of....Andrew D. Pollock....., who is a citizen, by
....intermarriage of the.....Choctaw.....Nation; that male.....child was
[Male or Female]
born to me on....14.....day of.....mch....., 1898; that said child has been named
....Robb Pollock....., and was living March 4, 1906.

Joannah Pollock

WITNESSES TO MARK:

[Must be Two Witnesses] {
.....

Subscribed and sworn to before me this 18.....day of June.....1906.

....C. A. Birge.....
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
....Central..... District. }

I, Amelia Blackwood....., a.....midwife, on oath state that I
attended onJoannah.....Andrew D. Pollock.....
on the ..14.....day of.....mch....., 1898; that said child was born to her on said date a....male.....
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named.....
....Robb Pollock.....
.....Amelia C. Blackwood.....

WITNESSES TO MARK:

[Must be Two Witnesses] {
.....

Subscribed and sworn to before me this 18.....day of June.....1906.

(SEAL)

....C. A. Birge.....
Notary Public.

N. B. 1133.

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Irene J. Pellock

as a citizen of

Choctaw

Nation.

Approved..... 190...

Commissioner.

Born June 7, 1898.

Act April 26, 1906.

FILED.

Jul 23, 1906.

Tams Bixby, Commissioner.

Received Jul 23, 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Choctaw.....Nation,
of Irene Pollock....., born on theday of1.....
[Here insert name of child]
Name of Father: Andrew D. Pollock.....a citizen of the Choctaw.....Nation.
Name of Mother: Joannah Pollock.....a citizen of the Choctaw.....Nation.
Tribal enrollment of father: Choctaw intermar-
ried application.. pending
Tribal enrollment of mother: Choctaw intermar-
ried application.. pending
Postoffice.....Klows, I. T.,.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Central.....District. }

I,Joannah Pollock....., on oath state that I am.....50.....
years of age and a citizen by.....intermarriage.....Choctaw.....Nation;
that I am the lawful wife of.....Andrew D. Pollock....., who is a citizen, by
intermarriage, of the.....Choctaw.....Nation; that afemale was
[Male or Female]
born to me on....7.....June.....1. 1898 that said child has been named
Irene J. Pollock....., and was living March 4, 1906.

.....Joannah Pollock.....

WITNESSES TO MARK:

[Must be Two Witnesses] {
.....

Subscribed and sworn to before me this....18.....day of.....June.. 1906.

C. A. Birge

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central.....District. }

I,Amelia Blackwood....., a.....midwife on oath state that I
attendedJoannah Pollock....., wife ofAndrew D. Pollock.....
on the ...7.....day of...June.....1...1898 that there was born to her on said date a.....female..
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named.....
Irene J. Pollock,.....Melvia C. Blackwood.....

WITNESSES TO MARK:

[Must be Two Witnesses] {
.....

Subscribed and sworn to before me this....18.....day of.....June.....1906.

(SEA:)

C. A. Birge

Notary Public.

N. B. 1133. 100

IN RE
Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 26, 1906.

Alex Pollock
as a citizen of

Choctaw..... Nation.

Approved..... 190...

Commissioner.

Born Jan. 16 1886.

Act of April 26, 1906.

F I L E D .

Jul 23, 1906, Tams Bixby
Commissioner.

Received Jul 13, 1906.

Choctaw, 1133.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Choctaw.....Nation,
of Alex Pollock....., born on theday of1.....
(Here insert name of child)
Name of Father:..Andrew D. Pollock.....a citizen of theChoctaw.....Nation.
Name of Mother:..Joannah Pollock.....a citizen of theChoctaw.....Nation.
Tribal enrollment of father. Choctaw. intermarriage enrollment of mother Choctaw intermarriage.
Postoffice. Kiowa, I.T.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I,Joannah Pollock....., on oath state that I am.....50.....
years of age and a citizen by age.....of the.....Choctaw.....Nation;
that I am the lawful wife of.....Andrew D. Pollock....., who is a citizen, by
...intermarriage... of the.....Choctaw.....Nation; that amale.....child was
(Male or Female)
born to me on...16.....day of...Jany....., 1.....1906 said child has been named
...Alex Pollock.....and was living March 4, 1906.

Joannah Pollock

WITNESSES TO MARK:

[Must be Two Witnesses] {
.....

Subscribed and sworn to before me this 18.....day of JUNE..... 1906.

.....G. A. Birge.....
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
...Central..... District. }

I,Amelia C. Blackwood....., amid-wife.....on oath state that I
attended onJoannah Pollock.....wife of.....Andrew D. Pollock.....
on the 16.....day of Jany. 1906... 1...1906; there was born to said wife amale.....
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named.....
...Alex Pollock.....

.....Amelia C. Blackwood.....

WITNESSES TO MARK:

[Must be Two Witnesses] {
.....

Subscribed and sworn to before me this 18.....day of JUNE..... 1906.

(SEAL)

.....E. A. Birge.....
Notary Public.

NEW BORN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

J. D. Garner

as a citizen of

Choctaw Nation.

Approved..... 190...

Commissioner.

Born Sept 16, 1898

Act of Congress approved April 26, 1906.

DEPARTMENT OF THE INTERIOR

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

F I L E D June 18 1906.

Tams Bixby Commissioner

Choctaw W 83

Received Jun 15 1906.

23-1161

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of J. D. Garner, born on the 11 day of Sept. 1898.
[Here insert name of child]
Name of Father: George Garner (DEAD) a citizen of Choctaw application
Name of Mother: Lillie Garner a citizen of the Choctaw Nation.
Tribal enrollment of father application pending Tribal enrollment of mother pending in case
of Joanah Pollock et al vs Choctaw Nation.
Postoffice Iowa, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Central District.

I, Lillie Garner, on oath state that I am twenty eight
years of age and a citizen ^{claim} blood pending of the Choctaw Nation;
that I am the lawful wife of George Garner and that I am citizen, by
blood (claim pending) Choctaw Nation; that a male child was
born to me on 16 day of Sept. 1898; that said child has been named
J. D. Garner and was living March 4, 1906.

Lillie Garner

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 14 day of June 1906.

C. A. Birge

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Central District.

I, Joanah Pollock, a Midwife, on oath state that I
attended Lillie Garner, wife of George Garner,
on the 16 day of Sept. 1898; that there was born to her on said date Male
child; that said child was living March 4, 1906, and is said to have been named J. D. Garner.
and that Dr J. C. Pondren also in attendance
is dead. Joanah Pollock

WITNESSES TO MARK:

[Must be Two
Witnesses]

(SEAL)

Subscribed and sworn to before me this 14 day of June 1906.

C. A. Birge

Notary Public.

NEW BORN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

... Julia A. Garner.....

as a citizen of

Choctaw Nation.

Approved..... 190...

Commissioner.

Born March 6, 1900

Act of Congress approved April 26, 1906.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

FILED Jun 18 1906.

Tams Bixby Commissioner

Choctaw W33

Received Jun 15 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the..... Choctaw..... Nation,
of Julia A. Garner....., born on the 6..... day of March..... 1900.
[Here insert name of child]
Name of Father:..... George Garner (dead)..... a citizen of the..... Choctaw..... Nation.
Name of Mother:..... Lillie Garner..... a citizen of the..... Choctaw..... Nation.
Tribal enrollment of father..... application pending tribal enrollment of mother..... application pending
in case of Jeanah Pollock et al vs Choctaw Nation.
Postoffice..... Kiowa, T. T.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
..... Central..... District. }

I, Lillie Garner..... on oath state that Twenty eight.....
years of age and a citizen by Blood..... of the..... Choctaw..... Nation;
that I am the lawful wife of..... George Garner (DEAD)..... and that I am a..... citizen
..... Blood..... of the..... Choctaw..... Nation; that a..... female child was
born to me on..... 6..... day of..... March..... 1900.; that said child has been named
..... Julia A. Garner..... and was living March 4, 1906.

..... Lillie Garner.....

WITNESSES TO MARK:

[Must be Two Witnesses] {
..... }

Subscribed and sworn to before me this..... 14..... day of June..... 1906.

..... C A Birge.....
Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
..... Central..... District. }

I, Joannah Pollock..... a..... Midwife..... on oath state that I
attended on..... Lillie Garner..... with..... George Garner.....
on the..... 6..... day of..... March..... 1900.; that there was born to her on said date..... female
child; that said child was living March 4, 1906, and is said to have been named..... Julia A. Garner.....
and also Dr. J. P. Hendren also in attendance is dead
..... Joannah Pollock.....

WITNESSES TO MARK:

[Must be Two Witnesses] { (SEAL)
..... }

Subscribed and sworn to before me this..... 14..... day of..... June..... 1906.

..... C A Birge.....
Notary Public

BEFORE THE UNITED STATES DAWES COMMISSION
TO THE FIVE CIVILIZED TRIBES OF INDIANS IN
THE INDIAN TERRITORY.

Joannah Pollock, Lillie Garner Pollock
Lee Pollock, D. Pollock, Ruby Pollock
Aleck Pollock, Aey Pollock, Robby Pollock
and Irene Jackman Pollock.

petitioners

vs

The Choctaw Nation, respondent.

To the Dawes Commission to the Five Civilized Tribes in the Indian
Territory, sitting at Fort Gibson, I.T.

Petitioner Joannah Pollock alleges and says: That she is an
intermarried citizen of the Choctaw Nation, that her husband A.
D. Pollock in the year 1874 was legally and according to the laws and
customs of the Choctaw Nation married to one Alena Duncan, a Choctaw
Indian by blood, and that in the year 1896, the said A. D. Pollock
filed his claim for citizenship in the Choctaw Nation before the
Dawes Commission and was duly enrolled by said Commission as a citi-
zen of the Choctaw Nation. Petitioner Joannah Pollock further allege
and says that in the year 1877 she was legally and according to the
laws and customs of the Choctaw Nation, married to the said A. D.
Pollock and that they have resided in the Choctaw Nation since said
marriage and that they have born to them as the issue of said
marriage, the following children, namely, Lillie Garner Pollock,
Lee Pollock, D. Pollock, Ruby Pollock, Aleck Pollock, Aey Pollock,
Robby Pollock and Irene Jackman Pollock; that the said A. D. Pollock,
has always been recognized as a citizen of the Choctaw Nation since
his marriage with Alena Duncan; that the evidence of the foregoing
facts relied upon for citizenship are hereto attached and marked
Exhibits A, B, C, and respectively.

Therefore, the premises considered, petitioner Joannah
Pollock prays that she and her eight children be admitted to
citizenship in the Choctaw Nation with all the rights, privileges and
immunities as Choctaw Indians by blood.

Joannah Pollock

Subscribed and sworn to before me this 29th day of July, A.D. 1897.

My Commission expires Feb. 14th 1898.

(SEAL).

Cole & Redwine, attorneys for the petitioner

So McAlester, I.T.

Indian Territory
Central District.

Before me A. C. Blackwood a Notary Public within and for the Central District of the Indian Territory, personally appeared before me A. D. Pollock, who after being by me duly sworn deposes and says:

That he is a white intermarried citizen of the Choctaw Nation, that in the year 1874 he was legally and according to laws and customs of the Choctaw Nation of the Choctaw Nation married to Alena Duncan, Indian by blood, and that in the year 1896 the said A. D. Pollock filed his claim for citizenship in the Choctaw Nation before the ~~Burns~~ Daves Commission and was duly enrolled by said Commission as a citizen of the said Choctaw Nation; affiant further states that he has devoted at the Choctaw elections and has always been recognized as a citizen of the Choctaw Nation since his marriage to the said Alena Duncan.

Affiant further states that in the year 1877 he was married according to the laws and customs of the Choctaw Nation to his present wife, with whom he now lives, and that they have born to them as the issue of said marriage eight children, to-wit: Lillie Garner Pollock, Lee Pollock, D. Pollock, Ruby Pollock, Alek Pollock, Acey Pollock, Robby Pollock and ~~Anna~~ Irene Jackman Pollock. Affiant further states that he and his present wife have lived and resided in the Choctaw Nation since said marriage.

A. D. Pollock

Subscribed and sworn to before me this 26th day of July 1897.

My Com. expires Feb. 14th 1899.

A. C. Blackwood
Notary Public.

Indian Territory
Central District.

Before me A. C. Blackwood a Notary Public within and for the Central District of the Indian Territory personally appeared Martha Thompson, who being by me first duly sworn deposes and says That she is well acquainted with the petitioner Joannah Pollock and that the said Joannah Pollock is a white intermarried citizen of the Choctaw Nation; that she married A. D. Pollock in the year 1877 and that the said A. D. Pollock is an intermarried citizen of the Choctaw Nation; that he married Alena Duncan a Choctaw Indian by blood in the year 1874 and that he has always been recognized as a citizen of the Choctaw Nation since such marriage; that the said Joannah Pollock and her husband A. D. Pollock were married according to the laws ~~and~~ and customs of the Choctaw Nation and they have born to them as the issue of said marriage eight children as set out in the plaintiff's petition.

Martha Thompson

Subscribed and sworn to before me this 29th day of July 1897.

A. C. Blackwood
Notary Public

My Com Exp. Feb. 14 1899.

(SEAL)

INDIAN TERRITORY

CENTRAL DISTRICT

Before me A. C. Blackwood a Notary Public within and for the Central District of the Indian Territory, personally appeared Lewis Duncan who having been by me first duly sworn deposes and says I am well acquainted with Jeannah Pollock and her husband A. D. Pollock; that they were married according to the laws and customs of the Choctaw Nation in the year 1877; that the said A. D. Pollock in the year 1874 married one Alena Duncan a Choctaw Indian by blood and that in the year 1896 he ~~thereby~~ filed his application for citizenship in the Choctaw Nation before the Dawes Commission and was duly enrolled as a citizen of said Nation by said Commission, that the said Jeannah Pollock has always been treated and recognised as a citizen of the Choctaw Nation as well as her said children since her marriage with the said A. D. Pollock.

his
Lewis X Duncan
mark

Subscribed and sworn to before me this 29th day of July A.D. 1897.

A. C. Blackwood
Notary Public.

(SEAL)

Before the United States Commission to the Five Tribes,
Sitting at Fort Gibson I T.

Joannah Pollock, plaintiff

vs

The Choctaw Nation, defendant.

Affiant J. W. Black, of lawful age being duly sworn deposes and says:

That on the 12th day of August 1897, he was present at the Post Office in the town of South McAlester Indian Territory, and saw a letter registered which was No. 104 a receipt of which is hereto attached which letter was registered to Hon Green McCurt in Principal Chief of the Choctaw Nation, and that he examined the contents of said letter, and that it contained the application for Joannah Pollock et al _____ herein against the Choctaw Nation in the above entitled cause. Also the affidavits of A. D. Pollock, Martha Thompson, Lewis Duncan, and _____.

Affiant further says, that he is in no way interested in this claim nor in any way related to the parties thereto.

J. W. Black

Subscribed and sworn to before me on this the 17 day of August 1897.

C. E. Stealy
Notary Public.

(Registry Receipt Attached).

Indorsed on back as follows:

Joannah Pollock, et al

VS

Choctaw Nation

FILED

AUG 24, 1897.

W.W. Jecaway, Secy.

Cole & Redwine, Attorneys for

Petitioners.

So McAlester, Indian Territory.

BEFORE THE HONORABLE COMMISSION TO THE FIVE CIVILIZED TRIBES OF
INDIANS.

JOANNA POLLOCK, IRLINE GARNER POLLOCK,
LEE POLLOCK, D. POLLOCK, RUBY POLLOCK,
ALECK POLLOCK, ASA POLLOCK, ROBBIE POLLOCK,
AND IRENE JACKSON POLLOCK, Plaintiffs

VS

THE CHOCTAW NATION, Defendant.

1st. This defendant, answering for the bona fide citizens of the Choctaw Nation, says that the object and purpose of petitioners xxx is to have themselves enrolled as Choctaw citizens, that they may thereby acquire a right and interest in the lands of the Choctaw people, and they ought not to have or prosecute their said petition before this Honorable Commission, because the purpose and effect thereof, if their said petition should be granted, will be to deprive the Choctaw people of their lands and property, without the due process of law provided for by the Constitution of the United States and without a trial by jury, as guaranteed by the Constitution and laws of the United States, and because the Choctaw Nation is the true and only judge of its own citizens.

2nd. The defendant, further answering, says that it is not true, as alleged by petitioners, that A. D. Pollock was, in the year 1875, legally and according to the laws and customs of the Choctaw Nation, married to Helena Duncan, a Choctaw Indian by blood, but that said marriage was not in accordance with the laws and customs of the Choctaw Nation, and said Helena Duncan was not a Choctaw Indian by blood.

3rd. The defendant, further answering, says that petitioner Joanna Pollock is not a Choctaw Indian by blood, but is a white person, who claims to have been married to A. D. Pollock, a white person, and not an Indian by blood, and the marriage of these two white

persons is illegal to impart Choctaw citizenship to pe-

4th. Defendant, further answering, says that Lillie Garner Pollock, Lee Pollock, D. Pollock, Ruby Pollock, Aleck Pollock, Asa Pollock, Robbie Pollock and Irene Jackson Pollock, are not Indians by blood or adoption, but are the children of Joanna Pollock and A. D. Pollock, two white persons not possessing or claiming any Indian blood, and by the laws of the Choctaw Nation in force at the time of the pretended marriage between A. D. Pollock and Helena Duncan, it was provided that the marriage to a white person by a person who had been adopted by marriage with a Choctaw citizen, forfeited all rights to Choctaw citizenship, and so this defendant says that if said Helena Duncan was a Choctaw Indian by blood, and if the said pretended marriage between her and A. D. Pollock was in accordance with the Choctaw law, all of which is denied, all the rights as a Choctaw which said A. D. Pollock may have acquired by his marriage with said Helena Duncan were forfeited by his subsequent marriage to petitioner, Joanna Pollock, who was a white woman, and the issue of said marriage, the other petitioners, have no rights to citizenship in the Choctaw Nation.

Cravens & Cravens
Attorneys for the Choctaw Nation.

Indorsed on back as follows.

Joanna Pollock, Lillie Garner Pollock, Lee Pollock, D. Pollock, Ruby Pollock, Aleck Pollock, Asa Pollock, Robbie Pollock and Irene Pollock Vs. Choctaw Nation.

Answer of Choctaw Nation.

FILED SEP. 27, 1897.

W. V. Jacoway, Secy.

V-83
23-1133
23-1161.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the petition for the enrollment of Joanna Pollock, et al., as citizens of the Choctaw Nation.

P R E S I D E N T

It appears from the record herein and from the records in the possession of this office that on October 18, 1908, the Department referred to this office for report and recommendation a motion filed by Preslie B. Cole, attorney at law, South McAlester, Indian Territory, requesting a rehearing in the matter of the application for the enrollment of Joan a Pollock, Lillie Garner, H. D. Pollock, R. T. Pollock, Alex Pollock, Asa Pollock, Irene Pollock, J. D. Garner and Julia A. Garner as citizens of the Choctaw Nation.

The Department in its letter of January 26, 1906 (I.T.D. 1174, 1176, 1178-1906), authorized the Commissioner to the Five Civilized Tribes to return said nation with the information that if it was so desired a formal petition might be submitted to this office in conformity with the regulations adopted by the Commissioner January 2, 1906.

Under said regulations there was filed February 3, 1906, a petition praying for the enrollment of Joanna Pollock as a citizen by intermarriage of the Choctaw Nation and for the enrollment of Lillie Garner (adult), H. D. Pollock (adult), R. T. Pollock (22 years of age), Alex Pollock (20 years of age), Asa Pollock (16 years of age), Robb Pollock (14 years of age), Irene Pollock (9 years of age), J. D. Garner (8 years of age) and Julia A. Garner (6 years of age) as citizens of said nation.

July 13, 1906, written application was made for the enrollment of Ruby T., Asa, Robb, Irene J. and Alex Pollock as citizens of the Choctaw Nation and on June 15, 1906, written application was made for the enrollment of J. D. Garner and Julia A. Garner as citizens of said nation.

It appears from the record herein that on August 24, 1897, there was filed with the Commission to the Five Civilized Tribes a petition praying for the enrollment of the petitioners Joanna Pollock (as Joannah Pollock), Lillie Garner (as Lillie Garner Pollock), H. D. Pollock (as D. Pollock), R. T. Pollock (as Ruby Pollock), Alex Pollock (as Aleck Pollock), Asa Pollock (as Agy Pollock), Robb Pollock (as Robby Pollock) and Irene Pollock as citizens of the Choctaw Nation.

The petitioner, Joanna Pollock, who is a white woman, claims her right to enrollment as a citizen by intermarriage of the Choctaw Nation by reason of her marriage to Andrew D. Pollock, a white man, whose name appears as number 947 upon the final roll of citizens by intermarriage of the Choctaw Nation approved by the Secretary of the Interior September 22, 1904, and that all of the other petitioners claim their right to enrollment as citizens of the Choctaw Nation by reason of being the descendants of the said Andrew D. Pollock and Joanna Pollock.

I am of the opinion that following the ruling of the Department in the case of Emma Makenamin (I.T.D. 11502-1904), the petition for the enrollment of Joanna Pollock as a citizen by intermarriage of the Choctaw Nation, should be denied, under the provisions of the Act of Congress approved June 28, 1898 (30 Stat., 495), and it is so ordered.

I am further of the opinion that following the ruling of the Department of April 26, 1906, in the case of Mary Elizabeth Martin, the petition for the enrollment of Lillie Garner and H. D. Pollock as citizens of the Choctaw Nation, should be denied, under the provisions of the Act of Congress approved June 28, 1898 (30 Stat., 495), and it is so ordered.

I am further of the opinion that the application and petition for the enrollment of R. T. Pollock, Alex Pollock, Asa Pollock, Robb Pollock, Irene (or Irene J.) Pollock, J. B. Garner and Julia A. Garner as citizens of the Choctaw Nation, should be denied under the provisions of the Acts of Congress approved June 28, 1898 (30 Stat., 495) and April 26, 1906 (34 Stat., 137), as amended by the Act of Congress approved June 21, 1906 (Public No. 258), and it is so ordered.



Commissioner.

Muskogee, Indian Territory,

DEC 24 1906

V-83
23-1133
23-1161.

COPY.

Muskogee, Indian Territory, December 24, 1906.

Andrew D. Pollock,
Kiowa, Indian Territory.

Dear Sir:

Enclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 24, 1906, denying the petition for the enrollment of Joanna Pollock as a citizen by intermarriage of the Choctaw Nation, and for the enrollment of Lillie Garner and H. D. Pollock as citizens of said nation, and the applications and petition for the enrollment of R. T. Pollock, Alex Pollock, Ann Pollock, Robb Pollock, Irene (or Irene J.) Pollock, J. D. Garner and Julia A. Garner as citizens of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Incl. 23-1133
23-1161.

Registered.

Wm. O. Beall
Acting Commissioner.

W-23
23-1133
23-1161.

COPY.

Muskogee, Indian Territory, December 24, 1906.

George Garner,

Kiowa, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 24, 1906, denying the petition for the enrollment of Joanna Pollock as a citizen by intermarriage of the Choctaw Nation, and for the enrollment of Lillie Garner and H. D. Pollock as citizens of said nation, and the applications and petition for the enrollment of R. T. Pollock, Alex Pollock, Asa Pollock, Hobb Pollock, Irene (or Irene J.) Pollock, J. D. Garner and Julia A. Garner as citizens of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Incl. 23-1133.

23-1161.

Registered.

Wm. O. Beall
Acting Commissioner.

W-83
23-1133
23-1161.

COPY.

Muskogee, Indian Territory, December 24, 1906.

Freslie B. Cole,

Attorney at Law,

South McAlester, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 24, 1906, denying the petition for the enrollment of Jeanna Pollock as a citizen by intermarriage of the Choctaw Nation, and for the enrollment of Billie Garner and R. D. Pollock as citizens of said nation, and the applications and petition for the enrollment of R. T. Pollock, Alex Pollock, Asa Pollock, Robb Pollock, Irene (or Irene J.) Pollock, A. D. Garner and Julia A. Garner as citizens of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Incl. 23-1133
23-1161.

Registered.

Wm. O. Beall
Acting Commissioner.

W-63
23-1133
23-1161.

COPY.

Muskogee, Indian Territory, December 24, 1906.

Manafield, McMurray & Cornish,

Attorneys for the Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 24, 1906, denying the petition for the enrollment of Joanna Pollock as a citizen by intermarriage of the Choctaw Nation, and for the enrollment of Lillie Garner and H. D. Pollock as citizens of said nation, and the applications and petition for the enrollment of R. T. Pollock, Alex Pollock, Asa Pollock, Robb Pollock, Irene (or Irene J.) Pollock, J. D. Garner and Julia A. Garner as citizens of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Wm. O. Beall
Acting Commissioner.

Incl. 23-1133,
23-1161.

COPY

Muskogee, Indian Territory, December 24, 1906.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings in the matter of the enrollment of Joanna Pollock et al., as citizens of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated December 24, 1906, denying the petition for the enrollment of Joanna Pollock as a citizen by intermarriage of the Choctaw Nation, and for the enrollment of Lillie Garner and H. D. Pollock as citizens of said nation, and the application and petition for the enrollment of M. F. Pollock, Alex Pollock, Asa Pollock, Robb Pollock, Irene (or Irene J.) Pollock, J. D. Garner and Julia A. Garner as citizens of the Choctaw Nation.

Respectfully,

Wm. C. Reall
Acting Commissioner.

Incl. 23-1133.
23-1161.

Through the
Commissioner of Indian Affairs.

D. C. 12863-1907.

JY.
FAR.

DEPARTMENT OF THE INTERIOR,

WASHINGTON. March 4, 1907.

SRS.

I. T. D.

6124, 6146, 6182, 6186, 6170-07.
6192, 6992, 7002, 7246, 7270- "
7294, 7326, 7344, 7366, 7374- "
7376, 7380, 7392, 7404, 7410- "
7414, 7418, 7442, 7472, 7476- "
7486, 7490, 7526, 7548, 7550- "
7552, 7554, 7556, 7568, 7594- "
7652, 7684, 7686, 7678, 7680- "
7684, 7696, 7698, 7698, 7708- "
7716, 7724, 7728, 7734- "

DIRECT.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw enrollment cases
adverse to the applicants are hereby affirmed, viz:

Title of Case.	Date of your letter of transmittal.
Alex and Lee C. Lewis (Freedmen)	February 14, 1907.
Obra Bailey (Freedman)	February 13, 1907.
Virginia and Dave Colbert (Freedmen)	February 12, 1907.
Stella Marlow	February 15, 1907.
Joanna Pellock, et al.	December 24, 1906.
Olysis and Sydney Frazier (Freedmen)	February 14, 1907.
Annie and Benier Carter (Freedmen)	February 14, 1907.
Margie Hall (Freedman)	February 16, 1907.
Lavera Perry (Freedman)	February 7, 1907.
Willie and Bonnie Roberts	February 6, 1907.
Clarence Vails	February 7, 1907.
Beatrice and Maudie Jeffers (Freedmen)	February 11, 1907.
L. P. Rhodes, et al.,	February 14, 1907.
Alvener Pitchlynn (Freedman)	February 11, 1907.
Henry and Minnie Reed (Freedmen)	February 11, 1907.
Vivian V. and Clyde Parks	February 11, 1907.
Harvin Clifford Hanley	February 7, 1907.
Blanche H. Stark, et al.,	February 20, 1907.

Title of case.	Date of your letter of transmittal.
James H. Low, (Intermarried)	February 6, 1907
Bell Gerna (Miss. Choc.)	February 7, 1907
David and Mariadell Powell (Freedmen)	February 7, 1907
Sammie Hunt (Freedman)	February 7, 1907
Glenn and Annie Perry (Freedmen)	February 21, 1907
Robert Thompson (Freedman)	February 21, 1907
Washington and Hester Anthony (Freedmen)	February 21, 1907
Ann and Emmett Wilson (Freedmen)	February 21, 1907
Doc Wilson (Freedman)	February 22, 1907
Blanch Johnson (Freedman)	February 16, 1907
Lurena May Everett (Miss. Choc.)	February 23, 1907
Viola Varrier (Freedman)	February 21, 1907
Ella Folsom, et al, (Freedman)	February 21, 1907
Edward Adamson (Freedman)	February 21, 1907
Allie May and Amos Williams (Freedmen)	February 21, 1907
John Ward, et al,	January 23, 1907
Frank P. Morgan (Intermarried)	January 24, 1907
Marion James Robins (Freedman)	February 21, 1907
William C. York, et al,	January 16, 1907
William S. Watters, et al,	February 23, 1907
Charley Bragg (Freedman)	February 21, 1907
Hattie Marie Stewart, et al,	February 23, 1907
Robert McCoy (Freedman)	February 18, 1907
George Chatman (Freedman)	February 21, 1907
Louisa Perry (Freedman)	February 19, 1907
John Albert Pautsky	February 24, 1907
Nancy E. and Thurney McLarty	February 24, 1907
Nathos Shockey,	February 24, 1907
Albert and Erner Piggee (Freedmen)	February 24, 1907
Beling McKinney, et al, (Freedman)	February 24, 1907

Copies of Indian Office letters submitting your reports and recommending that the decisions be approved, are inclosed.

A copy hereof and all the papers in the above-mentioned cases have been sent to the Indian Office.

Respectfully,

H. A. Hitchcock,

Secretary.

48 inc. and
96 for Ind. Bk. with
copy hereof.

A.F.M.,
3-4-07.

Refer in reply to the following.

945
367

-Copy-

DEPARTMENT OF THE INTERIOR,

OFFICE OF INDIAN AFFAIRS,

WASHINGTON.

February 25, 1907.

LAND

112834-1906,

D. C. 12863

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of Joanna Pollock et al., as citizens of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated December 24, 1906, denying the petition for the enrollment of Joanna Pollock as a citizen by intermarriage of the Choctaw Nation, denying the petition for the enrollment of Lillie Garner, H. D. Pollock, R. T. Pollock, Alex Pollock, Ann Pollock, Ebb Pollock, Irene (or Irene J.) Pollock, J. D. Garner, and Julia A. Garner, as citizens of the Choctaw Nation.

The record shows that petition was filed with the Commissioner to the Five Civilized Tribes for the enrollment of the applicants named herein within the time limited by law.

The petitioner, Joanna Pollock, who is a white woman, claims her right to enrollment as a citizen by intermarriage of the Choctaw Nation, by reason of her marriage to Andrew J. Pollock, a white man, whose name appears on the final roll of citizens by

intermarriage of the Choctaw Nation, and that all of the other petitioners claim their right to enrollment as citizens of the Choctaw Nation by reason of being the descendants of Andrew D. Pollock and Joanna Pollock.

Following the ruling of the Department of January 28, 1905, (I.T.D. 11582-1904), in the Emma McMenamin case, the Office concurs in the decision of Commissioner Bixby denying the enrollment of Joanna Pollock as a citizen by intermarriage of the Choctaw Nation, under the provisions of the Act of Congress approved June 28, 1898, (30 Stat. L., 405).

By reason of the provisions of the Act of Congress approved April 26, 1906, (34 Stat. L., 137), as amended by the Act of June 21, 1906, (34 Stat. L., 325), the Office concurs in the decision of Commissioner Bixby denying the enrollment of the other applicants herein named as citizens of the Choctaw Nation.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

EBM-LC.

25-1133

Waskogee, Indian Territory, April 13, 1907.

Andrew D. Pollock,
Klewe, Indian Territory.

Dear Sir:

You are hereby advised that on March 4, 1907,
the Secretary of the Interior affirmed the decision of the
Commissioner to the Five Civilized Tribes, rendered December
24, 1906, denying the petition for the enrollment of Jeanne
Pollock as a citizen by intermarriage of the Cheatew Nation,
and for the enrollment of Lillie Garner and H. D. Pollock as
citizens of said nation, and the applications and petition
for the enrollment of H. T. Pollock, Alex Pollock, Ace Pollock,
Bobb Pollock, Irene (or Irene J.) Pollock, J. B. Garner and
Julia A. Garner as citizens of the Cheatew Nation.

Respectfully,

Geo. D. Rodgers.

23-1123

Muskogee, Indian Territory, April 13, 1907.

George Garner,

Kiowa, Indian Territory.

Dear Sir:

You are hereby advised that on March 4, 1907, the Secretary of the Interior affirmed the decision of the Commissioner to the Five Civilized Tribes, rendered December 24, 1906, denying the petition for the enrollment of Jeanna Pollock as a citizen by intermarriage of the Cheatew Nation, and for the enrollment of Lillie Garner and H. D. Pollock as citizens of said nation, and the applications and petition for the enrollment of H. T. Pollock, Alex Pollock, Asa Pollock, Robb Pollock, Irene (or Irene J.) Pollock, J. D. Pollock and Julia A. Garner as citizens of the Cheatew Nation.

Respectfully,

Geo. D. Rodgers.

Commissioner.

25-1133

Muskogee, Indian Territory, April 13, 1907.

Freslie B. Cole,

Attorney at Law,

South McAlester, Indian Territory.

Dear Sir:

You are hereby advised that on March 4, 1907, the Secretary of the Interior affirmed the decision of the Commissioner to the Five Civilized Tribes, rendered December 24, 1906, denying the petition for the enrollment of Joanna Pollock as a citizen by intermarriage of the Choctaw Nation, and for the enrollment of Lillie Garner and H. D. Pollock as citizens of said nation, and the applications and petition for the enrollment of T. Pollock, Alex Pollock, Asa Pollock, Robb Pollock, Irene (or Irene J) Pollock, J. D. Garner, and Julia A. Garner as citizens of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Commissioner.

25-1133

Muskogee, Indian Territory, April 13, 1907.

Manfield, McMurray & Gernish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on March 4, 1907,
the Secretary of the Interior affirmed the decision of the
Commissioner to the Five Civilized Tribes, rendered December
24, 1906, denying the petition for the enrollment of Joanna
Pollock as a citizen by intermarriage of the Choctaw Nation,
and for the enrollment of Lillie Garner and H. D. Pollock
as citizens of said nation, and the applications and petition
for the enrollment of R. T. Pollock, Alex Pollock, Asa
Pollock, Robb Pollock, Irene (or Irene J.) Pollock, J. D.
Garner and Julia A. Garner as citizens of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Commissioner.

7-5329

Muskogee, Indian Territory, July 23, 1906.

Preslie B. Cole,

South McAlester, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Joannah Pollock and Amelia C. Blackwood to the birth of Ruby T. Pollock, Alex Pollock, Hsa Pollock, Robb Pollock and Irene J. Pollock, children of Andrew D. Pollock and Joannah Pollock, December 29, 1884, January 16, 1886, October 5, 1887, March 14, 1892 and June 7, 1898, respectively.

Respectfully,

Choctaw Minor 1134

Ethel PUCKETT

M 1134

1134

MINOR
CHOCTAW
ENROLLMENT

ETHEL PUCKETT

As Citizen of the
CHOCTAW NATION

Act of Congress

Approved April 26. 1906

DECISION RENDERED NOV 12 1906

REFUSED NOV 12 1906

COPY OF DECISION FORWARDED
APPLICANT NOV 12 1906

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations. Nov 12 1906

RECORD FORWARDED DEPARTMENT
Nov 12 1906

ACTION APPROVED BY
SECRETARY OF INTERIOR. FEB 27 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations. MAR 13 1907

Notice of Departmental Action
Forwarded Attorney for Applicant
MAR 13 1907

Notice of Departmental
Action Mailed Applicant.
MAR 13 1907

1134

NEW BORN #1134

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

.....Ethel Puckett.....

as a citizen of

.....Choctaw..... Nation.

Approved..... 190...

.....
Commissioner.

Born Jan 25, 1903
Act of Congress approved
April 26, 1906.
Department of the Interior
Commissioner to the Five
Civilized Tribes.
F I L E D JUL 11, 1906
Tams Bixby, Commissioner.

CHOCTAW RECEIVED JUL 5, 1906.
N. B. 1134.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Choctaw.....Nation,
ofEthel Puckett....., born on the 25.....day ofJanuary.....1903
(Here insert name of child)
Name of Father:.....Geo. N. Puckett.....a citizen of the U. S.....Nation
Name of Mother:.....Marry C. Puckett.....a citizen of the.....Choctaw.....Nation
Tribal enrollment of father.....Tribal enrollment of mother.....Choctaw.....
Postoffice.....Brook I. T.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
.....Dist No 21.....District. }

I,Geo. N. Puckett.....on oath state that I am.....40.....
years of age and a citizen by.....of the.....U. S.....Nation;
that I am the lawful wife of.....husband, Marry C. Puckett....., who is a citizen, by
.....inter Marriage the.....Choctaw.....Nation; that a female.....child was
her.....(Male or Female)
born to me on.....25.....day of.....January.....1903; that said child has been named
.....Ethel Puckett.....and was living March 4, 1906.

(Signed) Geo. N. Puckett

WITNESSES TO MARK:

[Must be Two Witnesses] {Marry C. Neaves.....
.....Ada Clayton.....

Subscribed and sworn to before me this.....30.....day of.....June.....1906. (SEAL)

(Signed) R. H. Reed

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
.....Central.....District. }

I,N. J. Hamilton.....a.....Physician....., on oath state that I
attended onMary Puckett....., wife of.....George N. Puckett.....
on the ..25th.....day of.....January.....1903; that there was born to her on said date a.....female.....
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named.....Ethel Puckett.....

(Signed) N. J. Hamilton

WITNESSES TO MARK:

[Must be Two Witnesses] {R. C. Puckett.....
.....Georgia Puckett.....

Subscribed and sworn to before me this.....day of.....1906.

(Signed) W. C. Candell

Notary Public.

23-1134.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

-:0:-

In the matter of the application for the enrollment of
Ethel Puckett as a citizen of the Choctaw Nation.

-: D E C I S I O N :-

It appears from the record herein that on July 5, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Ethel Puckett as a citizen of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records of this office that the applicant, Ethel Puckett, was born January 25, 1903 and is the daughter of Mary B. Puckett, whose name appears opposite No. 1331 on the final roll of citizens by intermarriage of the Choctaw Nation approved by the Secretary of the Interior February 4, 1906 and Geo. N. Puckett, a non-citizen and non-applicant either for enrollment as a citizen of the Choctaw Nation or for identification as a Mississippi Choctaw.

I am of the opinion that the applicant, Ethel Puckett, is not entitled to enrollment as a citizen of the Choctaw Nation and that the application for her enrollment as such should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137) as amended by the Act of Congress approved June 21, 1906 (Public No. 258) and it is so ordered.



Commissioner.

Muskogee, Indian Territory,

NOV 12 1906

23-1134

COPY.

Muskogee, Indian Territory, November 12, 1906.

George W. Puckett,
Brook, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered November 12, 1906, denying the application for the enrollment of Ethel Puckett as a citizen of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tanne B. B. B.*

Commissioner

Registered.

Incl: 23-1134.

23-1134

COPY.

Muskogee, Indian Territory, November 12, 1906.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:--

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered November 12, 1906, denying the application for the enrollment of Ethel Baskett as a citizen of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

Commissioner.

Incl, 23-1134.

DOPY

Muskogee, Indian Territory, November 12, 1906.

The Honorable,

The Secretary of the Interior.

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Ethel Puckett as a citizen of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated November 12, 1906, denying said application.

Respectfully,

SIGNED *Tenn*

Commissioner.

23-1134.

Through the

Commissioner of Indian Affairs.

J.P.

DEPARTMENT OF THE INTERIOR.
WASHINGTON.

L.R.

O.K.

I.T.D.

4194, 3142, 3148, -1907
3166, 3162, 4318, "
4302, 4352, 4746, "
7400, 2452, 1906.

February 27, 1907.

D.S. 12848-1907.

MEMORANDUM.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Chester citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.

Date of Your
Letter of Transmittal.

Jacob Green,	June 14, 1906.
Etzel Packett,	November 12, 1906.
Joseph Deal,	November 8, 1906.
G. K. Pollock,	November 19, 1906.
Harry McEvors, et al.,	November 6, 1906.
Bealie Cooper (Miss. Geo. J.,	December 13, 1906.
Thomas A. Turner,	October 19, 1906.
Lonise Mabry (Freedman),	January 16, 1907.
Winnie B. Johnson, (Freedman),	February 2, 1907.
Willie R. Deane et al.,	June 2, 1906.

A copy heretof, and all the papers in the above men-
tioned cases have been sent to the Indian Office.

Respectfully,

James H. Wilson,

Assistant Secretary.

25 Dec. and 26 Dec.
for Ind. Of., with
copy heretof.

A. J. Mc.
S-M-27.

Refer in reply to the following:

(COPY)

DEPARTMENT OF THE INTERIOR.

Land
100751-1906.

OFFICE OF INDIAN AFFAIRS

WASHINGTON.

D.C. 12045-1907.

February 12, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is inclosed a report from the Commissioner to the Five Civilized Tribes transmitting the record relative to the application of Ethel Puckett for enrollment as a citizen of the Choctaw Nation.

On November 12, 1906, the Commissioner held that she was not entitled to enrollment.

The record shows that the applicant is the daughter of Mary E. Puckett, enrolled at No. 1331 as a citizen by marriage, and George E. Puckett, a non-citizen, not an applicant for enrollment as a citizen of the Choctaw Nation or for identification as a Mississippi Choctaw.

Under the Act of June 21, 1906 (34 Stat. L., 325), the Department's holding of July 10, 1906, 1. T.D. 2548, in the William Jesse Bacon case, the applicant is not entitled to enrollment, and the approval of the Commissioner's adverse decision is recommended.

Very respectfully,

C. F. Larrabee

Acting Commissioner.

GAW-CH.

23-1134

Muskogee, Indian Territory, March 13, 1907.

George N. Puckett,

Breck, Indian Territory.

Dear Sir:

You are hereby advised that on February 27, 1907, the Secretary of the Interior affirmed the decision of this office of November 12, 1906, denying the application for the enrollment of Ethel Puckett as a citizen of the Choctaw Nation.

Respectfully,

Commissioner

25-1134

Muskogee, Indian Territory, March 13, 1907.

Mansfield, McMurray & Gernish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 27, 1907, the Secretary of the Interior affirmed the decision of this office of November 12, 1906, denying the application for the enrollment of Ethel Puckett as a citizen of the Choctaw Nation.

Respectfully,

Commissioner.

7-3556.

Muskogee, Indian Territory, July 10, 1906.

Geo. H. Puckett,

Brook, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of yourself and W. H. Hamilton, to the birth of Ethel Puckett, child of Geo. H. and Mary C. Puckett, January 25, 1905.

Respectfully,

Commissioner.

Choctaw Minor 1135

Edna Pettijohn
Alice Pettijohn
Asee May Pettijohn

M 1135

1135

MINOR
CHOCTAW
ENROLLMENT

EDNA PETTIJOHN
ALICE "
ASEE MAY "

As Citizen of the
CHOCTAW NATION

Act of Congress

Approved April 26. 1906

REFUSED NOV 12 1906

Copy of Decision Forwarded
Applicant Nov 12 1906

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations. NOV 12 1906

RECORD FORWARDED DEPARTMENT
NOV 12 1906

ACTION APPROVED BY
SECRETARY OF INTERIOR FEB 26 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations. MAR 23 1907

Notice of Departmental
Action Mailed Applicant.
MAR 23 1907

1135

NEW BORN #1135

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Asse May Pettyjohn

as a citizen of

Choctaw Nation.

Approved..... 190...

Commissioner.

Born April 13 1904.

Act of Congress approved April 26, 1906.

Department of the Interior,
Commissioner to the Five Civilized Tribes.

F I L E D Aug 22, 1906.

(Signed) Tams Bixby Commissioner.

CHOCTAW RECEIVED
N.B. 1135 Jul 24 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 28, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Chocklaw.....Nation,
ofAsee May Pettyjohn....., born on the 13.....day of ...April.....1904
[Here insert name of child]
Name of Father:.....N. M. Pettyjohn.....a citizen of the.....United States Nation.
Name of Mother:.....Nannie Pettyjohn.....a citizen of the.....Chocklaw.....Nation.
Tribal enrollment of father.....Tribal enrollment of mother.....
Postoffice.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
.....Southern.....District. }

I,Nannie Pettyjohn ne James..... on oath state that I am.....30.....
years of age and a citizen by Marriage.....of the.....Chocklaw.....Nation;
that I am the lawful wife of.....N. M. Pettyjohn....., who is a citizen, by
.....of the United States.....Nation; that a ..Female..child was
[Male or Female]
born to me on.....13.....day of.....April.....1904.; that said child has been named
.....Asee May Pettyjohn..... and was living March 4, 1906.

.....Nannie Pettijohn.....

(SEAL)

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this.....20.....day of.....July.....1906.

.....C. F. Alexander.....

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
.....Southern.....District. }

I, J. S. Welch.....on oath state that I
attended on.....Nannie Pettyjohn..... wife of.....N. M. Pettyjohn.....
on the ..13.....day of ..April.....1904.; that there was born to her on said date Female.....
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named Asee May
.....Pettyjohn.....

.....J. S. Welch M.D.....

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this.....21st.....day of.....July.....1906.

(SEAL)

.....R. D. Slough.....

Notary Public.

NEW BORN#1135

190

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

..... Alice Jettyjohn

as a citizen of

Choctaw

Nation.

Approved..... 190...

.....
Commissioner.

Born May 2, 1901

Act of Congress approved April 26, 1906.
Department of the Interior
Commissioner to the Five Civilized Tribes.

F I L E D Aug 22, 1906.

(Signed) Tams Bixby Commissioner.

CHOCTAW RECEIVED.
N.B. 1135 Jul 24 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the..... Choctaw Nation,
of ... Alice Pettyjohn , born on the ... 2 ... day of ... May 1901.
[Here insert name of child]
Name of Father M. M. Pettyjohn a citizen of the ... United States Nation.
Name of Mother Mannie Pettyjohn a citizen of the ... Choctaw Nation.
Tribal enrollment of father..... Tribal enrollment of mother.....
Postoffice.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

... Southern District. }

I, Nannie Pettyjohn ne James on oath state that I am ... 30
years of age and a citizen by Marriage of the ... Choctaw Nation;
that I am the lawful wife of N. M. Pettyjohn , who is a citizen, by
..... of the ... United States Nation; that a Female child was
[Male or Female]
born to me on ... 2 ... day of ... May 1901; that said child has been named
... Alice Pettyjohn and was living March 4, 1906.

(SEAL)

Nannie Pettijohn

WITNESSES TO MARK:

[Must be Two
Witnesses] {

Subscribed and sworn to before me this ... 20 day of ... July 1906.

C. F. Alexander

Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

... Southern District. }

I, J. S. Welch a ... Physician on oath state that I
attended on Mannie Pettyjohn , wife of ... N. M. Pettyjohn
on the ... 2 day of ... May 1901; that there was born to her on said date a Female
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named Alice Bettyjohn

J. S. Welch M.D.

WITNESSES TO MARK:

[Must be Two
Witnesses] {

Subscribed and sworn to before me this ... 21 day of ... July 1906.

(SEAL)

E. D. Slough

Notary Public.

NEW BORN #1135

190

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Edna Pettyjohn

as a citizen of

Choctaw

Nation.

Approved..... 190...

Commissioner.

Born March 12 1899

Act of Congress approved April 26, 1906.

Department of the Interior

Commissioner to the Five Civilized Tribes.

(Signed) Tams Bixby Commissioner.

F I L E D Aug 22 1906.

CHOCTAW

RECEIVED

N.B. 1135

Jul 25 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Choctaw.....Nation,
of ...Edna Pettyjohn....., born on the 2.....day of ..March.....1899..
[Here insert name of child]
Name of Father: ...N. M. Pettyjohn..... a citizen of the United States.....Nation.
Name of Mother: ...Nannie Pettyjohn..... a citizen of the...Choctaw.....Nation.
Tribal enrollment of father..... Tribal enrollment of mother.....

Postoffice.....Madill IT.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
...Southern..... District. }

I, ...Nannie Pettyjohnne James..... on oath state that I am....30.....
years of age and a citizen by Inter-marriage of the.....Choctaw..... Nation;
that I am the lawful wife of....N. M. Pettyjohn....., who is a citizen, by
..... of the United States..... Nation; that a Female.....child was
[Male or Female]
born to me on...12.....day of...March.....1899.; that said child has been named
...Edna Pettyjohn..... and was living March 4, 1906.

...Nannie Pettijohn.....

(SEAL)
WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this...20.....day of...July.....1906.

C. F. Alexander

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
...Southern..... District. }

I, ...May Helm..... a mid wife....., on oath state that I
attended Nannie Pettyjohn..... wife of....N. M. Pettyjohn.....
on the...12.....day of...March.....1899.; that there was born to her on said date a Female.....
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named Edna Pettyjohn.....

May Helm

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this...23.....day of...July.....1906.

(SEAL)

...A. D. Goodnaough

Notary Public.

23-1135.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

[Handwritten signature]

In the matter of the application for the enrollment of Edna Pettijohn, Alice Pettijohn and Asee May Pettijohn as citizens of the Choctaw Nation.

DECISION.

It appears from the record herein that application was made to the Commissioner to the Five Civilized Tribes on July 25, 1906, for the enrollment of Edna Pettijohn and on July 24, 1906, for the enrollment of Alice Pettijohn and Asee May Pettijohn as citizens of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records of this office that the applicants Edna Pettijohn, Alice Pettijohn and Asee May Pettijohn were born March 12, 1899, May 2, 1901 and April 13, 1904, respectively, and are the children of Hannie Pettijohn whose name appears opposite number 1157 upon the final roll of citizens by intermarriage of the Choctaw Nation, approved by the Secretary of the Interior November 16, 1904, and H. M. Pettijohn a non citizen and non applicant either for enrollment as a citizen of the Choctaw Nation or for identification as a Mississippi Choctaw.

I am of the opinion that the applicants Edna Pettijohn, Alice Pettijohn and Asee May Pettijohn are not entitled to enrollment as citizens of the Choctaw Nation and that the application for their enrollment as such should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), as amended by the Act of Congress approved June 21, 1906 (Public No. 258), and it is so ordered.

[Handwritten signature]

Commissioner.

Muskogee, Indian Territory,

NOV 12 1906

23-1135

COPY.

Muskogee, Indian Territory, November 12, 1906.

N. M. Pettijohn,

Madill, Indian Territory,

Dear Sir :--

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered November 12, 1906, denying the application for the enrollment of Ndan Pettijohn, Alice Pettijohn and Asce May Pettijohn as citizens of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SEAN L. Tamm Fixon
Commissioner

Registered.

Incl. 23-1135.

23-1136

COPY

Muskogee, Indian Territory, November 12, 1906

Mansfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen :--

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered November 12, 1906, denying the application for the enrollment of Edna Pettijohn, Alice Pettijohn and Asse May Pettijohn as citizens of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

SIGNED *Tamir Bird*
Commissioner.

Incl. 23-1136.

COPY

Muskogee, Indian Territory, November 12, 1906.

The Honorable,

The Secretary of the Interior.

Sir :--

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Edna Pettijohn, Alice Pettijohn and Asa May Pettijohn as citizens of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated November 12, 1906, denying said application.

Respectfully,

SIGNED *Tame Dixby*

Commissioner.

23-1135.

Through the

Commissioner of Indian Affairs.

DEPARTMENT OF THE INTERIOR,

WASHINGTON.

MR.

D.C. 11791-1907.
I.T.D. 24134-1906.
2084, 3182, 3190, 3194, 3196-1907.
3212, 3316, 4584, 4586, 4610- "
4630, 4634, 4638, 4644, 4672- "
4690- "

February 26, 1907.

SIR

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Cheetan citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of case.

Date of your
letter of transmittal.

Mackey Lee Lane,	June 21, 1906,
Sabra Gertrude Douglas,	December 5, 1906,
Willis R. McFarland, et al.,	November 15, 1906,
Emma Yarrowrough McBride,	November 12, 1906,
Edna Pettijohn, et al.,	November 12, 1906,
Jesse McGurty, et al.,	November 12, 1906,
Marvin McGuire,	November 12, 1906,
Charley Vail, et al.,	November 6, 1906,
Arthur Jamison, et al.,	July 25, 1906,
Theodore Roosevelt Plate,	December 20, 1906,
Charley Scott and Bertha Ryd, (Freeborn)	October 19, 1906,
Mattie Opel Bottoms,	January 26, 1907,
Gracie and Jesse Davis,	January 29, 1907,
R. L. Cradup, et al.,	January 17, 1907,
Waverly (Wavly) Tyler, (Freeborn)	January 26, 1907,
David and Emma Gardner,	January 26, 1907,
Laura E. Phoebe, et al.,	January 26, 1907.

A copy heresof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse B. Wilson,
Assistant Secretary.

17 inc. and
34 for Ind. Of.

AFMc
2-27-07

(COPY)

DEPARTMENT OF THE INTERIOR,
Land OFFICE OF INDIAN AFFAIRS,
100756-1906. WASHINGTON.

February 15, 1907.

The Honorable

The Secretary of the Interior.

Sir:

There is enclosed a report from the Commissioner to the Five Civilized Tribes, dated November 12, 1906, transmitting the record relative to the application for the enrollment of Mina, Alice and Anee May Pettijohn as citizens of the Choctaw Nation.

On November 12, 1906, Mr. Birby held they were not entitled to enrollment. The record shows that they are the children of Nannie Pettijohn, enrolled at No. 1157 as an inter-married citizen of the Choctaw Nation, and M. M. Pettijohn, a non-citizen, not an applicant for enrollment or for identification as a Mississippi Choctaw.

~~Under the provisions of the act of June 25, 1906~~
(34 Stat. L., 325), and the Department's holding of July 10, 1906, I.T.D. 2345, in the William Jas. & Rachel case, the applicants are not entitled to enrollment; and the approval of the Commissioner's adverse decision is recommended.

Very respectfully,

C. B. Lawrence;

Acting Commissioner.

DAV-02

23-1138

Waukegee, Indian Territory, March 23, 1907.

M. M. Pettijohn,

Madill, Indian Territory.

Dear Sir:

You are hereby advised that on February 23, 1907, the Secretary of the Interior affirmed the decision of this office of November 12, 1906, denying the application for the enrollment of Edna Pettijohn, Alice Pettijohn and Asac May Pettijohn as citizens of the Choctaw Nation.

Respectfully,

Commissioner.

23-1135

Muskogee, Indian Territory, March 23, 1907.

Mansfield, McMurray & Gornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of November 12, 1906, denying the application for the enrollment of Man Pettijohn, Alice Pettijohn and Asse May Pettijohn as citizens of the Choctaw nation.

Respectfully,

7-5803

Muskogee, Indian Territory, August 22, 1906.

M. M. Pettijohn,

Madill, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Nannie Pettijohn and May Helm to the birth of Edna Pettijohn; also the affidavits of Nannie Pettijohn and J. S. Welch to the birth of Alice Pettijohn and Osee May Pettijohn, children of M. M. Pettijohn and Nannie Pettijohn, March 12, 1899, May 2, 1901 and April 13, 1904, respectively.

Respectfully,

Commissioner.

Choctaw Minor 1136

Franklin A. Plato

Theodore Roosevelt T Plato

M 1136

MINOR
CHOCTAW
ENROLLMENT

FRANKLIN A. PLATO

THEODORE ROOSEVELT PLATO

SEE Pet. # W - 56

As Citizen of the
CHOCTAW NATION

Act of Congress

Approved April 26. 1906

No. 2 Decision Rendered DEC 20 1906

REFUSED DEC 20 1906

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations. DEC 20 1906

COPY OF DECISION FORWARDED
APPLICANT DEC 20 1906

RECORD FORWARDED DEPARTMENT
DEC 20 1906

ACTION APPROVED BY
SECRETARY OF INTERIOR FEB 26 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations. MAR 23 1907

Notice of Departmental
Action mailed applicant. MAR 23 1907

(over)

No. 2. REFUSED AUG 10 1906

Copy of Decision Forwarded
Attorney for Applicant AUG 10 1906

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations. AUG 10 1906

COPY OF DECISION FORWARDED
APPLICANT AUG 10 1906

RECORD FORWARDED DEPARTMENT
AUG 10 1906

NO. 1 ACTION APPROVED BY
SECRETARY OF INTERIOR
FEB 25 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations. APR 18 1907

Notice of Departmental Action
Forwarded Attorney for Applicant
APR 18 1907

Notice of Departmental
Action Mailed Applicant APR 18 1907

New Born

7-4530 100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

Theodore R. Plato

as a citizen of

Choctaw Nation.

Approved..... 190...

Commissioner.

Born Jan 23 1906

Act of Congress approved April 26 1906

Department of the Interior

Commissioner to the Five Civilized Tribes

FILED

Aug 22 1906

Tams Bixby

Commissioner

Notify Chillion Riley

Ardmore, Indian Ter
of all action taken hereon

Choctaw Received

Jul 11 1906

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
 of Theodore Roosevelt Plato, born on the 23 day of January, 1906.
 (Here insert name of child)
 Name of Father: Alton A. Plato a citizen of the Choctaw Nation.
 Name of Mother: Geneva E. Plato a citizen of the United States Nation.
 Tribal enrollment of father: intermarriage Tribal enrollment of mother: _____
 Postoffice: Duncan, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, Geneva E. Plato on oath state that I am 29
 years of age and a citizen by _____ of the United States Nation;
 that I am the lawful wife of Alton A. Plato, who is a citizen, by
intermarriage of the Choctaw Nation; that a male child was
 (Male or Female)
 born to me on 23th day of January, 1906; that said child has been named
Theodore Roosevelt Plato, and was living March 4, 1906.

SEAL

Geneva E. Plato

WITNESSES TO MARK:

[Must be Two
 Witnesses] { _____

Subscribed and sworn to before me this 8th day of May, 1906.

J.L.C. Smith

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, Dock Long, a physician, on oath state that I
 attended on Geneva E. Plato, wife of Alton A. Plato,
 on the 23 day of January, 1906; that there was born to her on said date a male
 (Male or Female)
 child; that said child was living March 4, 1906, and is said to have been named Theodore Roosevelt.

Dock Long M.D.

WITNESSES TO MARK:

[Must be Two
 Witnesses] { _____

Subscribed and sworn to before me this 8th day of May, 1906.

J.L.C. Smith

Notary Public.

SEAL

23-1136.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment
of Theodore Roosevelt Plate as a citizen of the Choctaw Nation.

DECISION.

It appears from the record herein that on July 11, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Theodore Roosevelt Plate as a citizen of the Choctaw Nation under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137).

It further appears from the record herein and from the records of this office that Theodore Roosevelt Plate was born January 23, 1906 and is the son of Alton Aladin Plate, whose name appears opposite No. 1080 upon the final roll of citizens by intermarriage of the Choctaw Nation approved by the Secretary of the Interior October 21, 1904, and Geneva E. Plate, a non citizen and non applicant either for enrollment as a citizen of the Choctaw Nation or for identification as a Mississippi Choctaw.

I am of the opinion that the applicant, Theodore Roosevelt Plate, is not entitled to enrollment as a citizen of the Choctaw Nation and that the application for his enrollment as such should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137) as amended by the Act of Congress approved June 21, 1906 (Public No. 258), and it is so ordered.


Commissioner.

Muskogee, Indian Territory,

DEC 20 1906

23-1136

COPY.

Muskogee, Indian Territory, December 20, 1906.

Alton A. Plato,

Duncan, Indian Territory.

Dear Sir:

Enclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 20, 1906, denying the application for the enrollment of Theodore Roosevelt Plato as a citizen of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED Wm. O. Deal

Acting Commissioner.

Registered.

Incl. 23-1136.

23-1136

COPY.

Muskogee, Indian Territory, December 20, 1906.

Wansfield, McMurray & Cornish,
Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 20, 1906, denying the application for the enrollment of Theodore Roosevelt Plate as a citizen of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Wm. O. Beall*
ACTING Commissioner.

Incl. 23-1136.

COPY.

Muskogee, Indian Territory, December 20, 1906.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Theodore Roosevelt Plato as a citizen of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, rendered December 20, 1906, denying said application.

Respectfully,

SIGNED *Wm. C. Seal*
ACTING Commissioner.

Incl. 23-1136

Through the
Commissioner of Indian Affairs.

DEPARTMENT OF THE INTERIOR,

WASHINGTON.

J.P.

FHE.

D.C. 11791-1907.
I.T.D. 24134-1906.
2984, 3172, 3190, 3194, 3196-1907.
3212, 3316, 4584, 4586, 4610- "
4630, 4634, 4638, 4644, 4672- "
4690- "

February 26, 1907.

LRS

DIRECT.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following Choctaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of case.

Date of your
letter of transmittal.

Barney Lee Kane,	June 21, 1906,
Sabra Gertrude Douglas,	December 8, 1906,
Villie R. McFarland, et al.,	November 18, 1906,
Emma Tarborough McBride,	November 12, 1906,
Elna Pettijohn, et al.,	November 12, 1906,
Jesse McCurry, et al.,	November 12, 1906,
Marvin McGuire,	November 12, 1906,
Charley Vail, et al.,	November 6, 1906,
Arthur Jamison, et al.,	July 26, 1906,
Theodore Roosevelt Plate,	December 20, 1906,
Chasley Scott and Bertha Byrd, (Freedmen)	October 19, 1906,
Nettie Opel Bottoms,	January 16, 1907,
Grace and Jesse Davis,	January 23, 1907,
E. E. Graham, et al.,	January 17, 1907,
Marjory (Molly) Tyler, (Freedman)	January 23, 1907,
Edid and Matt Gardner,	January 16, 1907,
Laura E. Jackson, et al.,	January 26, 1907,

-2-
A copy hereof and all the papers in the above mentioned cases
have been sent to the Indian Office.

Respectfully,

Jesse B. Wilson

Assistant Secretary,

27 inc. and
34 for Ind. Of.

APR 27-07

944/338

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

LAND
112312-1906.

February 20, 1907.

COPY

The Honorable,

The Secretary of the Interior,

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of Theodore Roosevelt Flato as a citizen of the Choctaw Nation, including decision of the Commissioner to the Five Civilized Tribes, dated December 20, 1906, adverse to the applicant.

The record shows that on July 21, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of this applicant as a citizen of the Choctaw Nation.

The record further shows that the applicant was born January 20, 1880, and that he is the son of ALTON ALEXANDER Flato, whose name appears on the final roll of citizens by intermarriage of the Choctaw Nation, approved by the Department October 22, 1904, and of Geneva Eve Flato, a non-citizen.

In view of the provisions of the Act of Congress approved April 24, 1906, (34 Stat. L., 137), as amended by the Act of June 21, 1906 (34 Stat. L., 325), and following the decision of the Department of July 10, 1906, (L.R. 2886) in the William Jesse Bacon case, the Office concurs in the decision

(2)

of Commissioner Kirby denying the enrollment of the applicant
as a citizen of the Choctaw Nation.

Very respectfully,

G. B. Larrabee,
Acting Commissioner.

KMS-LC.

23-1136

Muskogee, Indian Territory, March 23, 1909.

Alton A. Plato,

Duncan, Indian Territory.

Dear Sir:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of December 20, 1906, denying the application for the enrollment of Theodore Roosevelt Plato as a citizen of the Choctaw Nation.

Respectfully,

Commissioner.

23-1136

Muskogee, Indian Territory, March 23, 1907.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of December 20, 1906, denying the application for the enrollment of Theodore Roosevelt Plato as a citizen of the Choctaw Nation.

Respectfully,

Commissioner.

NEW BORN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Franklin A. Plato

as a citizen of

Choctaw

Nation.

Approved..... 190.

Commissioner.

Born Dec. 14, 1894

ACT OF CONGRESS APPROVED APRIL 26, 1906.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

AUG 22 1906

RECEIVED

JUL 11 1906

CHOCTAW

4530

W. T. Riley
Ordinary
If all action herein

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Franklin A. Plato, born on the 14 day of December, 1894
(Here insert name of child)
Name of Father: A. A. Plato a citizen of the Choctaw Nation.
Name of Mother: Cynthia P. Plato (now deceased) a citizen of the Choctaw Nation.
Tribal enrollment of father: _____ Tribal enrollment of mother: _____
Postoffice: Duncan, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Southern District.

I, A. A. Plato, on oath state that I am 57
years of age and a citizen by marriage, of the Choctaw Nation;
that I ^{was} ~~am~~ the lawful ^{husband} ~~wife~~ of Cynthia P. Plato (now deceased), who ^{was} ~~is~~ a citizen, by
of the U. S. Nation; that a male child was
Said Cynthia P. Plato born to me on 14 day of December, 1894; that said child has been named
Franklin A. Plato and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Lester L. Price
A. J. Stevenson

Subscribed and sworn to before me this 2nd

day of May, 1906.

Lester L. Price

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Southern District.

I, Sarah Ann Callahan, Mid-Wife, on oath state that I
attended on Mrs Cynthia P. Plato (now deceased), wife of A. A. Plato
on the 14 day of December, 1894; that there was born to her on said date a male
child; that said child was living March 4, 1906, and is said to have been named Franklin
A. Plato.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Lester L. Price
A. J. Stevenson

Subscribed and sworn to before me this 2nd

day of May, 1906.

Lester L. Price

Notary Public.

7-2-981.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Wilmoth Helen Plate, et al., as citizens of the Choctaw Nation.

D E C I S I O N.

It appears from the record herein that on May 21, 1902, written application was made to the Commission to the Five Civilized Tribes for the enrollment of Wilmoth Helen Plate as a citizen of the Choctaw nation.

It further appears from the record herein that under the regulations adopted by the Commissioner to the Five Civilized Tribes of January 2, 1906, there was filed on January 28, 1906, by Shilien Riley of Ardmore, Indian Territory, attorney for the petitioners, a petition verified by A. A. Plate, and submitted on behalf of his two minor children, Wilmoth Helen Plate and Franklin Alexander Plate, praying that they be enrolled as citizens of the Choctaw nation.

The record in this case shows that the applicants herein are the children of Alton Aladin Plate, a white man, whose name appears as number 1020 upon a list prepared by the Commission to the Five Civilized Tribes, under the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641), of persons entitled to enrollment as citizens by intermarriage of the Choctaw Nation, and approved by the Secretary of the Interior October 21, 1904, and Geneva E. Plate, a non-citizen white woman.

I am, therefore, of the opinion that following the ruling of the Department of April 24, 1906 (I.T.D. 4048-1906), in the case of Mary Elizabeth Martin, the application and petition for the enrollment of Wilmoth Helen Plate and Franklin Alexander Plate as citizens of the Choctaw nation should be denied, under the provisions of the Act of Congress approved June 26, 1898 (30 Stats., 495), and it is so ordered.

(Signed) Tans Bixby,
Commissioner.

Muskogee, Indian Territory,

Aug 10 1906

7-4530

Muskogee, Indian Territory, August 23, 1906.

Chilton Riley,

Admore, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Geneva Plato and Deek Long to the birth of Wilmoth Helen Plato and Theodora Roosevelt Plato, children of A. A. Plato and Geneva Plato, September 23, 1901 and January 23, 1906, respectively; receipt is also acknowledged of the affidavits of A. A. Plato and Sarah Ann Callett to the birth of Franklin A. Plato, child of A. A. Plato and Cynthia R. Plato, December 14, 1904.

Respectfully,

Commissioner.

Choctaw Minor 1137

Walter L. Hill

Linnie M. Hill

Mae M. Hill

Clarence Hill

Gracie Hill

MA 1137

MINOR
CHOCTAW
ENROLLMENT

Walter L. Hill
Linnie M. Hill
Maey M. Hill
Clarence Hill
Gracie Hill

As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26. 1906

DECISION RENDERED NOV 13 1906

REFUSED NOV 13 1906

COPY OF DECISION FORWARDED
APPLICANT NOV 13 1906

Copy of Decision Forwarded
Attorney for Applicant NOV 13 1906

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations. NOV 13 1906

RECORD FORWARDED DEPARTMENT
NOV 13 1906

SEE Decision in 7 - R - 195

ACTION APPROVED BY
SECRETARY OF INTERIOR

FEB 26 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations. APR 5 1907

Notice of Departmental Action
Forwarded Attorney for Applicant
APR 5 1907

Notice of Departmental Action
Forwarded Attorney for Applicant
APR 5 1907

Notice of Departmental
Action Mailed Applicant

APR 5 1907

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

..... Walter L. Hill

as a citizen of

..... Choctaw

..... Nation.

Approved..... 190...

.....
Commissioner.

Born Sept. 20, 1892

Act of Congress approved April 26, 1906

Department of the Interior,

Commissioner to the Five Civilized Tribes

Tams Bixby, Commissioner.

Notify Chilion Riley, Ardmore
I. T. of all action hereon.

CHOCTAW RECEIVED JUL 11 1906

Not identified

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Walter L. Hill born on the 20 day of Sept. 1892.
[Here insert name of child]
Name of Father: J. A. Hill a citizen of the U. S. Nation.
as
Name of Mother: Frances V. Hill applicant a citizen of the Choctaw Nation.
Tribal enrollment of father: Tribal enrollment of mother:
Postoffice: Sutter, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

Central District. }

I, Frances V. Hill, on oath state that I am 32 years of age and a citizen by adoption, of the Choctaw Nation; that I am the lawful wife of J. A. Hill, who is a citizen, by of the U. S. Nation; that a Male child was [Male or Female] born to me on 20 day of September 1892; that said child has been named Walter L. Hill, and was living March 4, 1906.

Frances V. Hill

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 26 day of May 1906.

Geo W. Rodgers

(SEAL)

My Commission Expires Feb. 6th, 1908

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

Central District. }

I, Lusinda Monks, a Midwife, on oath state that I attended on Frances V. Hill, wife of J. A. Hill, on the 20 day of Sept. 1892; that there was born to her on said date a Male child; that said child was living March 4, 1906, and is said to have been named Walter L. Hill.

Lusinda (her x mark) Monks

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 26 day of May 1906.

Geo W. Rodgers

(SEAL)

My commission Expires Feb. 6th, 1908

Notary Public.

NEW BORN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Clarence Hill

as a citizen of

Choctaw Nation.

Approved..... 190...

Commissioner.

Born Feb. 12, 1901 .

Act of Congress approved

April 26, 1906.

Department of the Interior

Commissioner to the Five
Civilized Tribes.

Filed Aug. 22, 1906.

Tams Dixby Commissioner.

Notify Chilion Riley, Ardmore
I. T. of all action here on

CHOCTAW RECEIVED JUL 11 1906

1
23-1137

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1904.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the..... Choctaw..... Nation,
of Clarence Hill....., born on the 12 day of Feb. 1901.
[Here insert name of child]
Name of Father:..... J. A. Hill..... a citizen of the U. S. Nation.
Name of Mother:..... Francis V. Hill, applicant..... citizen of the Choctaw Nation.
Tribal enrollment of father..... Tribal enrollment of mother.....
Postoffice..... Sutter, Ind. Ter.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Central..... District. }

I, Francis V. Hill....., on oath state that I am..... 32.....
years of age and a citizen by adoption....., of the..... Choctaw..... Nation;
that I am the lawful wife of J. A. Hill....., who is a citizen, by
....., of the..... U. S. Nation; that a Male child was
[Male or Female]
born to me on..... 12..... day of..... February....., 1901; that said child has been named
..... Clarence Hill....., and was living March 4, 1906.

..... Frances V. Hill.....

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this..... 26..... day of..... May..... 1906.

..... Geo. W. Rodgers.....

Notary Public.

(SEAL)

My Commission expires Feb. 6th, 1908.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central..... District. }

I, Dr. J. J. Hardy....., a..... M. D., on oath state that I
attended on Francis V. Hill....., wife of..... J. A. Hill.....
on the 12 day of..... Feb.,..... 1901; that there was born to her on said date a..... Male.....
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named..... Clarence Hill.....

..... J. J. Hardy M. D.....

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this..... 26..... day of..... May..... 1906.

..... Geo. W. Rodgers.....

Notary Public.

(SEAL)

My Commission expires Feb. 6th, 1908.

NEW BORN

189

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

.....Macy M. Hill.....

as a citizen of

.....Choctaw.....

.....Nation.

Approved..... 190...

.....
Commissioner.

Born June 13, 1898.

Act of Congress approved April 26, 1906

Department of the Interior?
Commissioner to the Five
Civilized Tribes.

Filed Aug. 22, 1906
Tams Bixby Commissioner.

Notify Chilion Riley, Ardmore,
I. T. of all action hereon.

CHOCTAW RECEIVED JUL 11 1906.

120-1137

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Macy M. Hill, born on the 13 day of June, 1898.
[Here insert name of child]
Name of Father: J. A. Hill a citizen of the U. S. Nation.
Name of Mother: Francis V. Hill, applicant citizen of the Choctaw Nation.
Tribal enrollment of father: Tribal enrollment of mother:

Postoffice: Sutter, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
... Central ... District. }

I, Francis V. Hill, on oath state that I am 32 years of age and a citizen by adoption of the Choctaw Nation; that I am the lawful wife of J. A. Hill, who is a citizen, by of the U. S. Nation; that a female child was [Male or Female] born to me on 13 day of June, 1898 that said child has been named Macy M. Hill and was living March 4, 1906.

... Francis V. Hill ...

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 26 day of May, 1906.

... Geo. W. Rodgers ...

(SEAL) My Commission Expires Feb. 6th, 1908.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
... District. }

I, on oath state that I attended on wife of on the day of; that there was born to her on said date a child; that said child was living March 4, 1906, and is said to have been named.

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 26 day of May, 1906.

(SEAL) Midwife moved to Texas since child borned James A Hill Frances V. Hill By Commission Expires Feb. 6th, 1908

... Geo. W. Rodgers ...

Notary Public.

IN RE
Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 26, 1906.

.....Gracie Hill.....

as a citizen of

.....Choctaw..... Nation.

Approved..... 190...

.....
Commissioner.

Born Feb. 15, 1903.

Act of Congress approved
April 26, 1906

Department of the Interior,
Commissioner to the five
Civilized Tribes.

Filed Aug. 22, 1906.

Tams Bixby, Commissioner.

Notify Chillion Riley, Ardmore,
I. T. of all action hereon.

RECEIVED JUL 11 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1902.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Gracie Hill, born on the 15 day of Feb. 1903.
[Here insert name of child]
Name of Father: J. A. Hill a citizen of the U. S. Nation.
Name of Mother: Francis V. Hill applicant's mother of the Choctaw Nation.
Tribal enrollment of father: Tribal enrollment of mother:
Postoffice: Sutter, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
.. Central District. }

I, Francis V. Hill, on oath state that I am 32 years of age and a citizen by adoption of the Choctaw Nation; that I am the lawful wife of J. A. Hill, who is a citizen, by of the U. S. Nation; that a Female child was [Male or Female] born to me on 15 day of February, 1903; that said child has been named Gracie Hill and was living March 4, 1906.

..... Francis V. Hill

WITNESSES TO MARK:

[Must be Two Witnesses] { }

Subscribed and sworn to before me this 26 day of May, 1906.

(SEAL)

..... Geo. W. Rodgers
My Commission Expires Feb. 6th, 1908. Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
.. Central District. }

I, Dr. J. J. Hardy, a M. D., on oath state that I attended on Francis V. Hill J. A. Hill on the 15 day of Feb., 1903; that there was born to her on said date a Female [Male or Female] child; that said child was living March 4, 1906, and is said to have been named Gracie Hill.

..... J. J. Hardy M. D.

WITNESSES TO MARK:

[Must be Two Witnesses] { }

Subscribed and sworn to before me this 26 day of May, 1906.

(SEAL)

..... Geo. W. Rodgers
My Commission Expires Feb. 6th, 1908. Notary Public.

NEW BORN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

..... Linnie M. Hill

as a citizen of

..... Choctaw Nation.

Approved..... 190...

.....
Commissioner.

Born Feb. 14, 1894.

Act of congress approved April 26, 1906.

Department of the Interior,

Commissioner to the Five Civilized Tribes.

Filed Aug. 22, 1906

Tams Bixby Commissioner.

Notify Chilion Riley, Ardmore,

I. T. of all action hereon.

CHOCTAW RECEIVED JUL 11 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Choctaw.....Nation,
ofLinnie M. Hill....., born on the ..14...day ofFeb.....1894
[Here insert name of child]
Name of Father:.....J. A. Hill.....a citizen of the.....U. S.....Nation.
Name of Mother:.....Francis V. Hill applicant.....a citizen of the.....Choctaw.....Nation.
Tribal enrollment of father.....Tribal enrollment of mother.....
Postoffice.....Sutter, Ind. Ter.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
.....Central.....District. }

I,Francis V. Hill....., on oath state that I am.....32.....
years of age and a citizen byadoption....., of the.....Choctaw.....Nation;
that I am the lawful wife of.....J. A. Hill....., who is a citizen, by
....., of the.....U. S.....Nation; that afemale.....child was
[Male or Female]
born to me on.....14.....day of.....February.....1894.; that said child has been named
Linnie M. Hill
.....and was living March 4, 1906.

.....Francis V. Hill.....

WITNESSES TO MARK:

[Must be Two Witnesses] {
.....

Subscribed and sworn to before me this.....26.....day of.....May.....1906.

.....Geo. W. Rodgers.....
(SEAL) My commission expires Feb. 6th, 1908 Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
.....Central.....District. }

I,Lusinda Monks....., a.....Midwife....., on oath state that I
attended onFrancis V. Hill....., wife of.....J. A. Hill.....
on the ..14...day of.....Feb.....1894.; that there was born to her on said date afemale.....
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named.....Linnie M. Hill.....

.....Lusinda (her x mark) Monks.....

WITNESSES TO MARK:

[Must be Two Witnesses] {F. M. Monks.....
.....Meyarano Monks.....

Subscribed and sworn to before me this.....26.....day of.....May.....1906.

.....Geo. W. Rodgers.....
(SEAL) My Commission expires Feb. 6th, 1908. Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Lucinda (or Lucindy M.) Monks, et al., as citizens of the Choctaw
Nation.

D E C I S I O N.

It appears from the census card record in this case that in 1899, application was made to the Commission to the Five Civilized Tribes for the enrollment of Francis M. Monks and his wife, Lucinda Monks, as citizens by intermarriage of the Choctaw Nation, and for the enrollment of their children, William Q. Monks, John W. Monks, Henry C. Monks, Florence Jones (formerly Monks), Frances V. Hill (formerly Monks), James I. Monks, Nancy Monks, and George W. Monks, as citizens of the Choctaw Nation.

The applications for the enrollment of Francis M. Monks and John W. Monks have heretofore been determined, their names appearing as numbers 104 and 1185 respectively, upon the final roll of citizens by intermarriage of the Choctaw Nation, the former approved by the Secretary of the Interior on June 13, 1903, and the latter on November 16, 1904, and are, therefore, not included herein. Said applicants acquire their rights to enrollment as citizens by intermarriage of the Choctaw Nation by virtue of having married recognized citizens by blood thereof.

On July 11, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of William H. Monks, Bryant C. Monks, Pearl E. Monks, Roy U. Monks, Joseph M. Daniels, Clara L. Daniels, Ruth P. Daniels, Francis M. Monks, Fana M. Monks, Davis Monks, Jessie Lee Monks, Pearl O. Monks, Ollie Monks, Francis M. Monks, Joseph P. Smith, John B. Smith, Edith Monks, Zora M. Monks, Walter L. Hill, Linnie M. Hill, Macy M. Hill, Clarence Hill and Gracie Hill as citizens of the Choctaw Nation, under the provisions of the Act of Congress approved April 26, 1906 (Public No. 129), all of said applicants being minors.

Under the regulations adopted by the Commissioner to the Five Civilized Tribes January 2, 1906, there were filed on February 27, 1906, by Chilion Riley, attorney at law, Ardmore, Indian Territory, petitions praying for the enrollment of Lucindy M. Monks as a citizen by intermarriage of the Choctaw Nation, and Henry C. Monks, William H. Monks, Bryan C. Monks, Pearl E. Monks, Roy U. Monks, Nancy Alice Daniel (nee Monks), Joseph M. Daniel, Clara L. Daniel, Ruth P. Daniel, William C. Monks, Francis M. Monks, Fannie M. Monks, David Monks, Jessie L. Monks, Pearl O. Monks, George W. Monks, Ollie Monks, Francis M. Monks, William T. Monks, Florence Jones, Joe P. Smith, Johnny B. Smith, James I. Monks, Edith Monks, Zora M. Monks, Frances V. Hill, Walter L. Hill, Linnie M. Hill, Macy M. Hill, Clarence Hill, and Gracie Hill as citizens of said nation.

All of the petitioners herein are identical with the persons for whom application has been made for enrollment as citizens of the Choctaw Nation, with the exception of William T. Monks

an adult for whom the records in the possession of this office fail to show that any formal application was ever made.

The record herein further shows that Lucinda Monks claims her right to enrollment as a citizen by intermarriage of the Choctaw Nation by reason of her marriage to Francis M. Monks, a white man, whose name appears as number 104 upon the final roll of citizens by intermarriage of the Choctaw Nation, approved by the Secretary of the Interior June 13, 1903; and that all the other applicants herein are white people, and claim their right to enrollment as citizens of the Choctaw Nation by reason of being the children or grandchildren of Francis M. Monks, above mentioned.

I am of the opinion that following the ruling of the Department in the case of Emma McMenamin (I.T.D. 11582-1904), the application and petition for the enrollment of Lucinda (or Lucindy M.) Monks as a citizen by intermarriage of the Choctaw Nation should be denied, under the provisions of the Act of Congress approved June 28, 1898 (30 Stats., 495), and it is so ordered.

I am further of the opinion that following the ruling of the Department of April 24, 1906 (I.T.D. 4048-1906), in the case of Mary Elizabeth Martin, the application and petition for the enrollment of William C. Monks, Henry C. Monks, Florence Jones, Frances V. Hill, James I. Monks, Nancy (or Nancy Alice) Daniel (nee Monks) and George W. Monks as citizens of the Choctaw Nation should be denied, under the provisions of the Act of Congress approved June 28, 1898 (30 Stats., 495), and it is so ordered.

I am further of the opinion that the application and petition for the enrollment of William H. Monks, Bryant C. (or Bryan C.) Monks, Pearl R. Monks, Roy U. Monks, Joseph M. Daniels, (or Daniel) Clara L. Daniels, (or Daniel), Ruth P. Daniels (or Daniel), Francis M. Monks (1), Fana M. (or Pannie M.) Monks, Davis (or David) Monks, Jessie Lee (or Jessie L.) Monks, Pearl O. Monks, Ollie Monks, Francis M. Monks (2), Joseph F. (or Joe F.) Smith, John B. (or Johnny B.) Smith, Edith Monks, Zora M. (or Zory M.) Monks, Walter L. Hill, Linnie M. (or Linnie M.) Hill, Macy M. (or Macie M.) Hill, Clarence Hill, and Gracie Hill as citizens of the Choctaw Nation should be denied, under the provisions of the Act of Congress approved April 26, 1906 (Public No. 129), as amended by the Act of Congress approved June 21, 1906 (Public No. 258), and it is so ordered.

I am further of the opinion that in view of the decision of the Department of April 24, 1906 (I.T.D. 4048-1906), in the case of Mary Elizabeth Martin, it is immaterial to determine whether or not any application has ever been made for the enrollment of William T. Monks as a citizen of the Choctaw Nation, and that the petition for his enrollment as a citizen of said nation should be denied under the provisions of the Act of Congress approved June 28, 1898 (30 Stats., 495), and it is so ordered.

Tams Bixby,
Commissioner.

Muskogee, Indian Territory,
Nov. 13, 1906.

25-1037
Muskogee, Indian Territory, August 23, 1906.

Chilton Riley,

Ardmore, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavits of Frances V. Hill and Luanda Monks to the birth of Linnie M. Hill and Walter L. Hill, February 14, 1894 and September 20, 1898; also affidavits of Frances V. Hill and J. J. Hardy to the birth of Gracie Hill and Clarence Hill February 16, 1903 and February 12, 1901; also affidavit of Frances V. Hill to the birth of Macy M. Hill June 13, 1898.

It is stated in the affidavit of the mother that she is a citizen of adoption of the Choctaw Nation. If this is correct you are requested to give the names of her parents, the time and place application was made for her enrollment, and if she has selected an allotment of the lands of the Choctaw or Chickasaw Nation give her roll number as the same appears upon her allotment certificate.

Respectfully,

Commissioner.

Choctaw Minor 1138

Agnes Irene Coleman

Verna Ruth Coleman

M 1138

MINOR
CHOCTAW
ENROLLMENT

AGNES IRENE COLEMAN

VERNA RUTH COLEMAN

As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26. 1906

DECISION RENDERED DEC 20 1906

REFUSED DEC 20 1906

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations DEC 20 1906

COPY OF DECISION FORWARDED
APPLICANT DEC 20 1906

RECORD FORWARDED DEPARTMENT
DEC 20 1906

ACTION APPROVED BY
SECRETARY OF INTERIOR FEB 26 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations. APR 5 1907

Notice of Departmental
Action Mailed Applicant APR 5 1907

NEW BORN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Verna Ruth Coleman.....

as a citizen of

.....CHOCTAW..... Nation.

Approved..... 190...

.....
Commissioner.

Born Oct. 1, 1905

ACT OF CONGRESS APPROVED APRIL 26, 1906.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED JUN 1-1906

Tans Bixby Commissioner

RECEIVED MAY 12 1906

CHOCTAW

7-R-300

BIRTH AFFIDAVIT

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Verna Ruth Coleman, born on the 1st day of October, 1905.
[Here insert name of child]
Name of Father: James A. Coleman a citizen of the United States Nation.
Name of Mother: Daisy Crockett Coleman a citizen of the Choctaw Nation.
Tribal enrollment of father: Tribal enrollment of mother:
Postoffice: Linn, Ind. Ter

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, Daisy Crockett Coleman, on oath state that I am 21
years of age and a citizen by birth of the Choctaw Nation;
that I am the lawful wife of James A. Coleman, who is a citizen, by
of the United States Nation; that a female child was
[Male or Female]
born to me on 1st day of October, 1905; that said child has been named
Verna Ruth Coleman, and was living March 4, 1906.

Daisy Crockett Coleman

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 9th day of May, 1906.

(Seal)

H. F. Fultz

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, L. A. Coleman, a midwife, on oath state that I
attended on Daisy Crockett Coleman, wife of James A. Coleman
on the 1st day of Oct, 1905; that there was born to her on said date a female
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named Verna Ruth
Coleman

L. A. Coleman

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 9th day of May, 1906.

(Seal)

H. F. Fultz

Notary Public.

NEW BORN

7-R-300

IN RE

Application for Enrollment of

INFANT ~~MINOR~~ CHILD

~~NOT APPROVED~~
~~XXXXXXXXXX~~

Verna Ruth Coleman

as a citizen of

Chootaw Nation.

Approved..... 190...

Commissioner.

Born Oct. 1, 1905

ACT OF CONGRESS APPROVED APRIL 26, 1906.

Department of the Interior
Commissioner to the Five Civilized Tribes

FILED MAY 3-1906

Tamm Bixby Commissioner

RECEIVED APR 27 1906

CHOOTAW

R-300

BIRTH AFFIDAVIT

199

23-1138

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the... Choctaw Nation,
of Verna Ruth Coleman born on the 1st day of October 1905
[Here insert name of child]
Name of Father: James A. Coleman a citizen of the United States Nation
Name of Mother: Daisy Crockett Coleman a citizen of the Choctaw Nation.

Postoffice Linn, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
... Western District. }

I, Daisy Crockett Coleman on oath state that I am 21
years of age and a citizen by birth of the Choctaw Nation;
that I am the lawful wife of James A. Coleman who is a citizen, by
..... of the United States Nation; that a female child was
[Male or Female]
born to me on 1st day of October 1905; that said child has been named
Verna Ruth Coleman is now living.
..... and ~~has been named~~
Daisy Crockett Coleman

WITNESSES TO MARK:

[Must be Two Witnesses] {
..... }

Subscribed and sworn to before me this 12th day of February 1906.

(Seal)

..... Charles T. Difandafer
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
... Southern District. }

I, L. A. Coleman a Midwife on oath state that I
attended on Mrs. Daisy Crockett Coleman wife of James A. Coleman
on the 1st day of October 1905; that there was born to her on said date a female
is now living [Male or Female]
child; that said child ~~has been named~~ and is said to have been named Verna Ruth Coleman

..... L. A. Coleman

WITNESSES TO MARK:

[Must be Two Witnesses] {
..... }

Subscribed and sworn to before me this 13th day of Feb 1906.

(Seal)

..... H. F. Fults
Notary Public.

NEW BORN

7-R-300

190

IN RE

Application for Enrollment of

INFANT MINOR CHILD

~~AGNES IRONA COLEMAN~~
~~AGNES IRONA~~

...AGNES IRONA COLEMAN.....

as a citizen of

...Choctaw..... Nation.

Approved..... 190...

Commissioner.

Born Oct. 11, 1903

ACT OF CONGRESS APPROVED APRIL 26, 1906.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED MAY 3 1906

TAMM Bixby Commissioner

RECEIVED APR 27 1906

CHOCTAW

R-300

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES:

~~RECEIVED~~

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
 of Agnes Irene Coleman, born on the 11th day of October, 1903.
 [Here insert name of child]
 Name of Father: James A. Coleman a citizen of the United States.
 Name of Mother: Daisy Crockett Coleman a citizen of the Choctaw Nation.

Postoffice Liua, Ind Ter

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Western District. }

I, Daisy Crockett Coleman, on oath state that I am 21 years of age and a citizen by birth of the Choctaw Nation; that I am the lawful wife of James A. Coleman, who is a citizen, by of the United States; that a female child was born to me on 11th day of October, 1903.; that said child has been named Agnes Irene Coleman, and was living March 4, 1906.

Daisy Crockett Coleman

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 12th day of February, 1906.

(seal)

Charles T. Difenderfer

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Southern District. }

I, L. A. Coleman, a Midwife, on oath state that I attended on Mrs. Daisy Crockett Coleman James A. Coleman on the 11th day of October, 1903.; that there was born to her on said date a female child; that said child was living March 4, 1906, and is said to have been named Agnes Irene Coleman.

L. A. Coleman

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 13th day of Feb, 1906.

(seal)

H. F. Fultz

Notary Public.

NEW BORN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

..... Agnes Irene Calman

as a citizen of

..... CHOCTAW Nation.

Approved..... 190...

Commissioner.

Born Oct. 12, 1903

ACT OF CONGRESS APPROVED APRIL 26, 1906.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED JUN 1-1906

Tamm Bixby Commissioner

RECEIVED MAY 12 1906

CHOCTAW

7-R-300

BIRTH AFFIDAVIT

1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Chontaw.....Nation,
ofAgnes Irene Coleman.....born on the 11th day of October.....1. 1903.
[Here insert name of child]
Name of Father: James A. Coleman.....a citizen of the United States.....Nation.
Name of Mother: Daisy Crockett Coleman.....a citizen of the Chontaw.....Nation.
Tribal enrollment of father.....Tribal enrollment of mother.....

Postoffice.....Linn, Ind. Ter.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
..Southern.....District. }

I, ...Daisy Crockett Coleman.....on oath state that I am...21.....
years of age and a citizen by Birth.....of the.....Chontaw.....Nation;
that I am the lawful wife of...James A. Coleman....., who is a citizen, by
.....of the United States.....Nation; that a female.....child was
[Male or Female]
born to me on...11th.....day of...October....., 1. 1903; that said child has been named
...Agnes Irene Coleman....., and was living March 4, 1906.

.....Daisy Crockett Coleman.....

WITNESSES TO MARK:

[Must be Two Witnesses] {
.....

Subscribed and sworn to before me this...9th.....day of...May.....1906.

(Seal)

.....H. F. Fultz.....
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
..Southern.....District. }

I, ...L. A. Coleman....., a midwife....., on oath state that I
attended on ...Daisy Crockett Coleman....., wife of...James A. Coleman.....
on the ...11th.....day of...October....., 1. 1903; that there was born to her on said date a...female.....
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named...Agnes Irene
Coleman.....

.....L. A. Coleman.....

WITNESSES TO MARK:

[Must be Two Witnesses] {
.....

Subscribed and sworn to before me this...9th.....day of...May.....1906.

(Seal)

.....H. F. Fultz.....
Notary Public.

23-1138.
O.L.J.

COPY

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Agnes Irene Coleman, et al., as citizens of the Chectaw Nation.

D E C I S I O N.

It appears from the record herein that on April 27, 1906, written application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Agnes Irene Coleman and Verna Ruth Coleman as citizens of the Chectaw Nation.

It further appears from the record herein and from the records in the possession of this office that Agnes Irene Coleman was born October 11, 1903, that Verna Ruth Coleman was born October 1, 1905, and that said applicants are the children of James A. Coleman, a non-citizen white man, and Daisy Coleman (formerly Crockett), a white woman, whose application for enrollment as a citizen of the Chectaw Nation was denied by the Commissioner to the Five Civilized Tribes on September 28, 1906, and on said date forwarded to the Department.

I am, therefore, of the opinion that the applications made for the enrollment of Agnes Irene Coleman and Verna Ruth Coleman as citizens of the Chectaw Nation should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), as amended by the Act of Congress approved June 21, 1906 (Public No. 268), and it is so ordered.

SIGNED *Tams Bixby*

Commissioner.

Muskogee, Indian Territory,

DEC 20 1906

(COPY)
DEPARTMENT OF THE INTERIOR,

Land
111940-1906.

OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 14, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from the Acting Commissioner to the Five Civilized Tribes, dated December 20, 1906, transmitting the record relative to the application of Agnes Irene and Verna Ruth Coleman for enrollment as citizens of the Choctaw Nation, together with the Commissioner's decision of December 20, 1906, denying the application.

The record shows that the applicants are the children of James A. Coleman, a non-citizen white man, and Daisy Coleman, a white woman, whose application for enrollment as a citizen of the Choctaw Nation was denied by the Commissioner on September 28, 1906.

The record in the Daisy Coleman, nee Crockett, case shows that she is the daughter of Mary J. Thompson, enrolled at No. 1184 approved roll of citizens by intermarriage of the Choctaw Nation, and Wallace Crockett, a non-citizen. The record in the Daisy Coleman, nee Crockett, case is forwarded with Office report of even date, Land 86161, and under the Department's holding of July 10, 1906, I.T.D. 2548, in the

--2--

William Jesse Bacon case and the Act of June 21, 1906 (34 Stat. L., 328), the applicant is not entitled to enrollment, and the approval of the Commissioner's decision is recommended.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

GAV-CH.

Copy

Muskogee, Indian Territory, December 20, 1906.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith record of proceedings in the matter of the application for the enrollment of Agnes Irene Coleman and Verna Ruth Coleman as citizens of the Choctaw Nation, including the decision of the Commissioner to the Five Civilized Tribes, dated December 20, 1906, denying said application.

Respectfully,

SIGNED *Wm. O. Beall*

ACTING Commissioner.

2 Incl. 23-1188.

Through the
Commissioner of Indian Affairs.

22-1138

Muskogee, Indian Territory, April 5, 1907.

James A. Coleman,

Idola, Indian Territory.

Dear Sir:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of December 20, 1906, denying the application for the enrollment of Agnes Irene Coleman and Verna Ruth Coleman as citizens of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers.

Acting Commissioner.

25-1436

Muskogee, Indian Territory, April 4, 1907.

Mansfield, McMurray & Cornish,

~~Attorneys for Choctaw and Chickasaw Nations,~~

South McAlester, Indian Territory.

Gentlemen:

You are hereby advised that on February 26, 1907, the Secretary of the Interior affirmed the decision of this office of December 20, 1906, denying the application for the enrollment of Agnes Irene Coleman and Verna Ruth Coleman as citizens of the Choctaw Nation.

Respectfully,

Geo. D. Rodgers

Acting Commissioner.

23-1138

COPY.

Muskogee, Indian Territory, December 20, 1906.

James A. Coleman,

Linn, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 20, 1906, denying the application for the enrollment of Agnes Irene Coleman and Verna Ruth Coleman as citizens of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Wm. O. Beall*
ACTING Commissioner.

2 Incl. 23-1138

Registered.

23-1138

COPY.

Muskogee, Indian Territory, December 22, 1906.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,

South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered December 20, 1906, denying the application for the enrollment of Agnes Irene Coleman and Verna Ruth Coleman as citizens of the Choctaw Nation.

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Wm. C. Dool*
ACTING Commissioner.

Incl. 23-1138.

23-1138.
O.L.J.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Agnes Irene Coleman, et al., as citizens of the Chectaw Nation.

DECISION.

It appears from the record herein that on April 27, 1906, written application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Agnes Irene Coleman and Verna Ruth Coleman as citizens of the Chectaw Nation.

It further appears from the record herein and from the records in the possession of this office that Agnes Irene Coleman was born October 11, 1903, that Verna Ruth Coleman was born October 1, 1905, and that said applicants are the children of James A. Coleman, a non-citizen white man, and Daisy Coleman (formerly Crockett), a white woman, whose application for enrollment as a citizen of the Chectaw Nation was denied by the Commissioner to the Five Civilized Tribes on September 28, 1905, and on said date forwarded to the Department.

I am, therefore, of the opinion that the applications made for the enrollment of Agnes Irene Coleman and Verna Ruth Coleman as citizens of the Chectaw Nation should be denied under the provisions of the Act of Congress approved April 26, 1906 (34 Stats., 137), as amended by the Act of Congress approved June 21, 1906 (Public No. 258), and it is so ordered.



Commissioner.

Muskogee, Indian Territory,

DEC 20 1906

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

THE

I.T.D. 2312, 2372, 2740, 2900, 3264, 1907.

3298, 3304, 3336, 3374, 3384, "

3394, 3418, 3446, 3482, 3490, "

3482, 3530, 3548, 3554, 3560, "

3568, 3570, 3572, 3602, 3632, "

3680, 3694, 3712, 3962, 4042, "

LRS 4064, 4112, 4116, 4148, 4194, "

4200, 4230, 4238, 4240, 4242, "

4256, 4294, 4310, 4312, "

February 26, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir :

Your decisions in the following Chectaw citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are inclosed:

Title of Case.	Date of your letter of transmittal.
Joseph E. Collins,	June 19, 1906
James B. Barnes, et al.,	June 19, 1906
Fannie M. Paleomer, et al.,	June 19, 1906
Jessie Joe Turner,	June 19, 1906
Thomas Woods,	December 19, 1906
Liota Benson,	November 6, 1906
Amey M. Hancock, et al.,	November 18, 1906
Balmy Brockitt Coleman, et al.,	September 24, 1906
Harry Guion,	October 2, 1906
Lucinda M. Hooks, et al.,	November 13, 1906
Agnes Irene Coleman, et al.,	December 20, 1906
Lillie May Pate, et al.,	December 20, 1906
Eutha Ann Ferguson,	December 20, 1906
Devie Adeline Coforth,	December 20, 1906
Andrew J. Ollar, et al.,	November 18, 1906
Willie C. Stakely, et al.,	November 14, 1906

Title of Case.	Date of year Letter of transmittal.
Overton Martin Bonds, et al.,	January 14, 1907
John Lee Hunt,	December 20, 1906
Kathleen Lockett,	January 12, 1907
Thomas Rudolph Humlin,	December 20, 1906
Manie Penagan,	January 12, 1907
William A. Gardner,	December 20, 1906
Sophia C. Harris, et al.,	December 20, 1906
James Monroe Jones,	January 12, 1907
Bertie Cotton, et al.,	October 4, 1906
Maggie Irene Stalcup,	November 22, 1906
L. Everett Parks, et al.,	November 22, 1906
Ellis Florence Cochran,	October 2, 1906
Glee Irene Cummings, et al.,	December 24, 1906
Tilden J. Smith,	November 21, 1906
Jewell Horryman,	November 21, 1906
Jim Costello, et al.,	December 21, 1906
Lettie May Richman, et al.,	December 24, 1906
Joe Colbert, et al.,	December 21, 1906
Matilda Florence,	June 20, 1906
Mary Jane Fulson, et al.,	June 18, 1906
Lee Keck, et al.,	October 20, 1906
Magnolia Thompson,	November 21, 1906
John Hardy Sterling, et al.,	November 22, 1906
James Maherry Morse, Jr.,	January 14, 1907
James C. Shaw,	November 21, 1906
Sallie Haglowan, et al.,	January 16, 1907
Fannie Pearl Neagles, et al.,	December 21, 1906
Thomas A. Fitzgerald (Jr.)	December 21, 1906

A copy heretof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

(Signed) James E. Wilson,

Assistant Secretary.

44 inc. and
92 for Ind. Of.

ATW
1-27-07

Choctaw Minor 1139

Ruth P. Daniels

Joseph M. Daniels

Clara L. Daniels

M 1139

MINOR
CHOCTAW
ENROLLMENT

RUTH P. DANIELS
JOSEPH M. DANIELS
CLARA L. DANIELS

As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26. 1906

DECISION RENDERED NOV 13 1906

REFUSED NOV 13 1906

Copy of Decision Forwarded
Attorney for Applicant Nov 13 1906

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations. NOV 13 1906

RECORD FORWARDED DEPARTMENT
NOV 13 1906

COPY OF DECISION FORWARDED
APPLICANT NOV 13 1906

See Decision in 7- R - 195

ACTION APPROVED BY
SECRETARY OF INTERIOR. FEB 26 1907

NOTICE OF DEPARTMENTAL ACTION
FORWARDED ATTORNEYS FOR CHOCTAW
AND CHICKASAW NATIONS APR 5 1907

Notice of Departmental Action
Forwarded Attorney for Applicant
APR 5 1907

Notice of Departmental
Action Mailed Applicant. APR 5 1907

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Lucinda (or Lucindy M.) Monks, et al., as citizens of the Choctaw
Nation.

D E C I S I O N.

It appears from the census card record in this case that in 1899, application was made to the Commission to the Five Civilized Tribes for the enrollment of Francis M. Monks and his wife, Lucinda Monks, as citizens by intermarriage of the Choctaw Nation, and for the enrollment of their children, William C. Monks, John W. Monks, Henry C. Monks, Florence Jones (formerly Monks), Frances V. Hill (formerly Monks), James I. Monks, Nancy Monks, and George W. Monks, as citizens of the Choctaw Nation.

The applications for the enrollment of Francis M. Monks and John W. Monks have heretofore been determined, their names appearing as numbers 104 and 1185 respectively, upon the final roll of citizens by intermarriage of the Choctaw Nation, the former approved by the Secretary of the Interior on June 13, 1903, and the latter on November 16, 1904, and are, therefore, not included herein. Said applicants acquire their rights to enrollment as citizens by intermarriage of the Choctaw Nation by virtue of having married recognized citizens by blood thereof.

On July 11, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of William H. Monks, Bryant C. Monks, Pearl E. Monks, Roy U. Monks, Joseph M. Daniels, Clara L. Daniels, Ruth P. Daniels, Francis M. Monks, Fana M. Monks, Davis Monks, Jessie Lee Monks, Pearl O. Monks, Ollie Monks, Francis M. Monks, Joseph F. Smith, John B. Smith, Edith Monks, Zora M. Monks, Walter L. Hill, Linnie M. Hill, Macy M. Hill, Clarence Hill and Gracie Hill as citizens of the Choctaw Nation, under the provisions of the Act of Congress approved April 26, 1906 (Public No. 120), all of said applicants being minors.

Under the regulations adopted by the Commissioner to the Five Civilized Tribes January 2, 1906, there were filed on February 27, 1906, by Chilion Riley, attorney at law, Ardmore, Indian Territory, petitions praying for the enrollment of Lucindy M. Monks as a citizen by intermarriage of the Choctaw Nation, and Henry C. Monks, William H. Monks, Bryan C. Monks, Pearl E. Monks, Roy U. Monks, Nancy Alice Daniel (nee Monks), Joseph M. Daniel, Clara L. Daniel, Ruth P. Daniel, William C. Monks, Francis M. Monks, Fannie M. Monks, David Monks, Jessie L. Monks, Pearl O. Monks, George W. Monks, Ollie Monks, Francis M. Monks, William T. Monks, Florence Jones, Joe P. Smith, Johnny B. Smith, James I. Monks, Edith Monks, Zory M. Monks, Frances W. Hill, Walter L. Hill, Linnie M. Hill, Macie M. Hill, Clarence Hill, and Gracie Hill as citizens of said nation.

All of the petitioners herein are identical with the persons for whom application has been made for enrollment as citizens of the Choctaw Nation, with the exception of William T. Monks

an adult for whom the records in the possession of this office fail to show that any formal application was ever made.

The record herein further shows that Lucinda Monks claims her right to enrollment as a citizen by intermarriage of the Choctaw Nation by reason of her marriage to Francis M. Monks, a white man, whose name appears as number 104 upon the final roll of citizens by intermarriage of the Choctaw Nation, approved by the Secretary of the Interior June 13, 1903; and that all the other applicants herein are white people, and claim their right to enrollment as citizens of the Choctaw Nation by reason of being the children or grandchildren of Francis M. Monks, above mentioned.

I am of the opinion that following the ruling of the Department in the case of Emma McMenamin (I.T.D. 11582-1904), the application and petition for the enrollment of Lucinda (or Lucindy M.) Monks as a citizen by intermarriage of the Choctaw Nation should be denied, under the provisions of the Act of Congress approved June 28, 1898 (30 Stats., 495), and it is so ordered.

I am further of the opinion that following the ruling of the Department of April 24, 1906 (I.T.D. 4048-1906), in the case of Mary Elizabeth Martin, the application and petition for the enrollment of William C. Monks, Henry C. Monks, Florence Jones, Frances V. Hill, James I. Monks, Nancy (or Nancy Alice) Daniel (nee Monks) and George W. Monks as citizens of the Choctaw Nation should be denied, under the provisions of the Act of Congress approved June 28, 1898 (30 Stats., 495), and it is so ordered.

I am further of the opinion that the application and petition for the enrollment of William H. Monks, Bryant C. (or Bryan C.) Monks, Pearl B. Monks, Roy U. Monks, Joseph M. Daniels, (or Daniel) Clara L. Daniels, (or Daniel), Ruth P. Daniels (or Daniel), Francis M. Monks (1), Fana M. (or Fannie M.) Monks, Davis (or David) Monks, Jessie Lee (or Jessie L.) Monks, Pearl O. Monks, Ollie Monks, Francis M. Monks (2), Joseph F. (or Joe F.) Smith, John B. (or Johnny B.) Smith, Edith Monks, Zora M. (or Zory M.) Monks, Walter L. Hill, Linnie M. (or Linie M.) Hill, Macy M. (or Macie M.) Hill, Clarence Hill, and Gracie Hill as citizens of the Choctaw Nation should be denied, under the provisions of the Act of Congress approved April 26, 1906 (Public No. 129), as amended by the Act of Congress approved June 21, 1906 (Public No. 258), and it is so ordered.

I am further of the opinion that in view of the decision of the Department of April 24, 1906 (I.T.D. 4048-1906), in the case of Mary Elizabeth Martin, it is immaterial to determine whether or not any application has ever been made for the enrollment of William T. Monks as a citizen of the Choctaw Nation, and that the petition for his enrollment as a citizen of said nation should be denied under the provisions of the Act of Congress approved June 28, 1898 (30 Stats., 495), and it is so ordered.

Tams Bixby,
Commissioner.

Muskogee, Indian Territory,
Nov. 13, 1906.

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

..... Joseph M. Daniels

as a citizen of

..... Choctaw Nation.

Approved 190...

.....
Commissioner.

Born May 5, 1895

Act of Congress approved April 26, 1906

Department of the Interior,

Commissioner to the Five Civilized Tribes

F i l e d Aug. 22, 1906

Tmas Sixby Commissioner

Notify Chilion Riley, Ardmore, I. T.
of all action hereon

CHOCTAW Received JUL 11 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Joseph M. Daniels, born on the 5th day of May, 1895
[Here insert name of child]
Name of Father: Albert Daniels, a citizen of the U. S. Nation.
Name of Mother: Nancy A. Daniels, applicant's citizen of the Choctaw Nation.
Tribal enrollment of father: Tribal enrollment of mother:
Postoffice: Sutter, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
..... Central District.

I, Nancy Alice Daniels, on oath state that I am 27 years of age and a citizen by adoption of the Choctaw Nation; that I am the lawful wife of Albert Daniels, who is a citizen, by of the U. S. Nation; that a Male child was [Male or Female] born to me on 5th day of May, 1895; that said child has been named Joseph M. Daniels and was living March 4, 1906.

(Signed) Nancy A. Daniels

WITNESSES TO MARK:

[Must be Two Witnesses] { James A. Hill }

Subscribed and sworn to before me this 26 day of May, 1906.

(Signed) Geo. W. Rodgers

(SEAL) My Commission Expires Feb. 6th 1908.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
..... Central District.

I, Lusinda Monks, on oath state that I attended on Nancy A. Daniels on the 5 day of May, 1895; that there was born to her on said date a Male child; that said child was living March 4, 1906, and is said to have been named Joseph Daniels.

(Signed) Lusinda Monks (her mark)

WITNESSES TO MARK:

[Must be Two Witnesses] { James A. Hill
M. M. Monks }

Subscribed and sworn to before me this 26 day of May, 1906.

(Signed) Geo. W. Rodgers

(SEAL)

My Commission Expires Feb. 6th. 1908. Notary Public.

NEW BORN 100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

..... Clara L. Daniels

as a citizen of

..... Choctaw..... Nation.

Approved..... 190...

.....
Commissioner.

Born March 1, 1898

Act of Congress approved April 26, 1906

Department of the Interior,

Commissioner to the Five Civilized Tribes.

Filed Aug. 22, 1906

Tamx Bixby Commissioner.

Notify Chilion Riley, Ardmore,
I. T. of all action hereon

Choctaw Received Jul 11 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Clara L. Daniels, born on the 1st day of March 1898.
(Here insert name of child)
Name of Father: Albert Daniels, a citizen of the U. S. Nation.
Name of Mother: Nancy A. Daniels, applicant, a citizen of the Choctaw Nation.
Tribal enrollment of father: Tribal enrollment of mother:
Postoffice: Sutter, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Central District.

I, Nancy A. Daniels, on oath state that I am 27
years of age and a citizen by Adoption of the Choctaw Nation;
that I am the lawful wife of Albert Daniels, who is a citizen, by
of the U. S. Nation; that a Female child was
(Male or Female)
born to me on 1st day of March 1898; that said child has been named
Clara L. Daniels and was living March 4, 1906.

..(Signed) Nancy A. Daniels..

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 26 day of May 1906.

Geo. W. Rodgers

(SEAL)

My Commission expires Feb. 6th 1908 Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
..... District.

I,, on oath state that I
on the day of, 1906, that there was born to her on said date a
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 26 day of May 1906.

Whereabouts of Midwife not knowned.

Albert Daniels Nancy A. Daniels Geo. W. Rodgers
My Commission expires Feb 6th, 1908.

NEW BORN

199

IN RE

Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 28, 1906.

.....Ruth P. Daniels.....

as a citizen of

.....Choctaw..... Nation.

Approved..... 190...

.....
Commissioner.

Born sept. 20, 1904

Act of Congress approved April 26, 1906

Department of the Interior,

Commissioner to the five civilized Tribes.

Filed Aug. 22 1906

Tams Bixby Commissioner.

Notify Chilion Riley, Ardmore,
I. T. of all action hereon

CHOCTAW RECEIVED JUL 11 1906.

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
 of Ruth P. Daniels, born on the 20 day of Sept, 1904.
(Here insert name of child)
 Name of Father: Albert Daniels, a citizen of the U. S. Nation.
 Name of Mother: Nancy A. Daniels, adoption, a citizen of the Choctaw Nation.
 Tribal enrollment of father: _____ Tribal enrollment of mother: _____
 Postoffice: Sutter, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Central District.

I, Nancy A. Daniels, on oath state that I am 27
 years of age and a citizen by adoption, of the Choctaw Nation;
 that I am the lawful wife of Albert Daniels, who is a citizen, by
 _____, of the U. S. Nation; that a Female child was
(Male or Female)
 born to me on 20 day of September, 1904; that said child has been named
Ruth P. Daniels and was living March 4, 1906.

(Signed) Nancy A. Daniels

WITNESSES TO MARK:

[Must be Two
Witnesses]Subscribed and sworn to before me this, 26 day of May, 1906.(Signed) Geo. W. Rodgers

(SEAL)

My Commission Expires Feb. 6th, 1908.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

_____ District.

I, _____, on oath state that I

 on the _____ day of _____, 1906; that there was born to her on said date a _____
(Male or Female)
 child; that said child was living March 4, 1906, and is said to have been named _____

WITNESSES TO MARK:

[Must be Two
Witnesses]Subscribed and sworn to before me this, 26 day of May, 1906.(Signed) Geo. W. Rodgers

(SEAL)

Midwife are in Scott Co. Arkansas,
 Since child was borned.

Notary Public.

Nancy A. Daniels Albert Daniels

My Commission Expires Feb. 6th,
 1908.

Muskogee, Indian Territory, August 23, 1906..

Chilion Riley,

Attorney at Law,

Ardmore, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavit of Nancy A. Daniels to the birth of Clara L. Daniels and Ruth P. Daniels, children of Albert and Nancy A. Daniels, March 1, 1898 and September 20, 1904; also affidavits of Nancy A. Daniels and Lusinda Monks to the birth of Joseph M. Daniels, child of Albert Daniels and Nancy A. Daniels, May 5, 1898.

It is stated in the affidavit of the mother that she is a citizen by adoption of the Choctaw Nation. If, this is correct you are requested to give the names of her parents, the time and place application was made for her enrollment, and if she has selected an allotment of the lands of the Choctaw or Chickasaw Nation give her roll number as the same appears upon her allotment certificate.

Respectfully,

Commissioner.

Choctaw Minor 1140

Francis M. Monks

Fana M. Monks

Jessie Lee Monks

Davis Monks

Pearl O. Monks

M 1140

MINOR

CHOCTAW ENROLLMENT

FRANCIS M. MONKS
 FANA M. "
 JESSIE LEE "
 DAVIS "
 PEARL O. "

**As Citizen of the
 CHOCTAW NATION**

Act of Congress

Approved April 26. 1906

DECISION RENDERED NOV 13 1906

REFUSED NOV 13 1906

COPY OF DECISION FORWARDED
 APPLICANT NOV 13 1906

Copy of Decision Forwarded
 Attorney for Applicant Nov 13 1906

Copy of Decision Forwarded
 Attorneys for Choctaw and
 Chickasaw Nations. NOV 13 1906

RECORD FORWARDED DEPARTMENT
 NOV 13 1906

See decision in 7-R-195

ACTION APPROVED BY
SECRETARY OF INTERIOR FEB 6 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations APR 5 1907

Notice of Departmental Action
Forwarded Attorney for Applicant
APR 5 1907

Notice of Departmental
Action Mailed Applicant. APR 5 1907

7-R-195
NEW BORN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

..... Francis M. Monks

as a citizen of #2

..... Choctaw.. Monks... Nation.

Approved..... 190...

.....
Commissioner.

Born July 31, 1885.

Act of Congress approved
April 26, 1906.

Department of the Interior,
Commissioner to the Five
Civilized Tribes.

Filed Aug. 22, 1906.

Tams Bixby Commissioner.

Notify Chillion Riley, Ardmore,
I. T. of all action hereon.

CHOCTAW RECEIVED JUL 11 1906
R-195

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Francis M. Monks, born on the 31 day of Dec. 1885
(Here insert name of child)
as
Name of Father: William G. Monks, application citizen of the Choctaw Nation.
Name of Mother: Arvezena Monks, a citizen of the U. S. Nation.
Tribal enrollment of father: Tribal enrollment of mother: NONE
Postoffice: Camrion, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
..... Central District. }

I, Arvezena Monks, on oath state that I am 45
years of age and a citizen by of the U. S. Nation;
that I am the lawful wife of William G. Monks, an application, who is a citizen, by
..... adoption of the Choctaw Nation; that a Male child was
(Male or Female)
born to me on 31 day of July, 1885; that said child has been named
Francis M. Monks and was living March 4, 1906.

Arvezena (her x mark) Monks

WITNESSES TO MARK:

[Must be Two Witnesses] { Cora Coombs
.....
Everlane Rodgers

Subscribed and sworn to before me this 29 day of May, 1906.

Geo. W. Rodgers

Notary Public.

(SEAL) My commission Expires Feb. 6th, 1908.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
..... Central District. }

I, Martha F. Brantly, a mid wife, on oath state that I
..... Arvezena Monks wife of William G. Monks
on the 31 day of Dec. 1885; that there was born to her on said date a Male
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named Francis M. Monks.

martha f brantly

WITNESSES TO MARK:

[Must be Two Witnesses] { W. T. Brantly
.....
W. R. Bowines

Subscribed and sworn to before me this 29 day of May, 1906.

Geo. W. Rodgers

Notary Public.

(SEAL) My commission Expires Feb. 6th, 1908.

✓
NEW BORN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

.....Fana M. Monks.....

as a citizen of

.....Choctaw..... Nation.

Approved..... 190...

.....
Commissioner.

Born July 31, 1887.

Act of Congress approved

April 26, 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE
CIVILIZED TRIBES

Filed Aug. 22, 1906

Tams Bixby/ Commissioner.

Notify Chillion Riley, Ardmore,
I. T. of all action hereen.

CHOCTAW RECEIVED JUL 11 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1902.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Pana M. Monks born on the 31 day of July 1887.
(Here insert name of child)
Name of Father: William G. Monks, applicant as citizen of the Choctaw Nation.
Name of Mother: Arvezena Monks a citizen of the U. S. Nation.
Tribal enrollment of father: Tribal enrollment of mother: none
Postoffice: Camrion, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Arvezena Monks, on oath state that I am 45 years of age and a citizen by U. S. Nation; that I am the lawful wife of William G. Monks an applicant as adoption of Choctaw Nation; that a female child was born to me on 31 day of July 1887; that said child has been named Pana M. Monks and was living March 4, 1906.

Arvezena (herx mark) Monks

WITNESSES TO MARK:

[Must be Two Witnesses] { Cora Goombs
Everlene Rodgers

Subscribed and sworn to before me this 29 day of May 1906.

Geo. W. Rodgers
(SEAL) My Commission Expires Feb. 6th, 1908. Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Martha F. Brantly, a midwife, on oath state that I attended Arvezena Monks wife of William G. Monks on the 31 day of July 1887; that there was born to her on said date a female child; that said child was living March 4, 1906, and is said to have been named Pana M. Monks.

Marthy f brantly

WITNESSES TO MARK:

[Must be Two Witnesses] { W. T. Brantly
W. R. Romines

Subscribed and sworn to before me this 29 day of May 1906.

Geo W. Rodgers
(SEAL) My Commission Expires Feb. 6th, 1908. Notary Public.

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

..... **Davis Monks**

as a citizen of

..... **Choctaw** **Nation.**

Approved..... **190...**

.....
Commissioner.

Born Nov. 13, 1890.

Act of Congress approved
April 26, 1906.

Department of the Interior,
Commissioner to the Five
Civilized Tribes.

Filed Aug. 22, 1906.

Tams Bixby, Commissioner.

Notify Chilion Riley, Ardmore
I. T. of all action hereon.

CHOCTAW RECEIVED JUL 11 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1904.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation.
of David Monks, born on the 13 day of Nov. 1890
[Here insert name of child]
Name of Father: William C. Monks, applicant, a citizen of the Choctaw Nation.
Name of Mother: Arvezena Monks, a citizen of the U. S. Nation.
Tribal enrollment of father. Tribal enrollment of mother.
Postoffice Camrion, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory.

...Central..... District.

I, Azizona Monks, on oath state that I am 45 years of age and a citizen by U.S. of the U.S. Nation; that I am the lawful wife of William G. Monks, who is a citizen, by adoption of the Choctaw Nation; that a Male child was [Male or Female] born to me on 13 day of Nov, 1890; that said child has been named Davis Monks and was living March 4, 1906.

Arvozena (her z mark) Monks...

WITNESSES TO MARK:

[Must be Two Witnesses] { ..Cora Coombs.....
 ..Everlene Rodgers.....

Subscribed and sworn to before me this.....29.....day of.....May 1906.

Geo W. Rodgers

Notary Public.

(SEAL) My Commission Expires Feb. 6th, 1908.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory.

..Marthy. E. Dr. uly..... District.

I, Marthy A. Brantly a Williston, N.D. do hereby certify that I
Agnes M. Monks with me Williston, N.D.
on the 13 day of Nov 1884; that there was born to her on said date a Male
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named David Monks

.....narky f brantly.....

WITNESSES TO MARK:

[Must be Two Witnesses] { ...W. F. Brantly.....
...W. R. Rominea.....

Subscribed and sworn to before me this, 29 day of May, 1906.

Geo. W. Rodgers

Notary Public.

(SEAL) My Commission Expires Feb. 6th, 1908.

NEW BORN

100

IN RE

Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 26, 1906.

..... Jessie Lee Monka

as a citizen of

..... Choctaw Nation.

Approved..... 190...

.....
Commissioner.

Born April 2, 1898.

Act of Congress approved
April 26, 1906

Department of the Interior,
Commissioner to the five
Civilized Tribes.
Filed Aug. 22, 1906.
Tams Bixby, Commissioner.

Notify Chilion Riley, Ardmore,
I. T. of all action hereon

CHOCTAW RECEIVED JUL 11 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Jessie Lee Monks born on the .. 2 ... day of April 1898
[Here insert name of child]
Name of Father: William G. Monks a citizen of the Choctaw Nation.
Name of Mother: Arzena Monks a citizen of the U. S. Nation.
Tribal enrollment of father Tribal enrollment of mother
Postoffice Camrion, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
..... Central District. }

I, Arzena Monks on oath state that I am 45
years of age and a citizen by of the U. S. Nation;
that I am the lawful wife of William G. Monks who is a citizen, by
..... adoption of the Choctaw Nation; that a Female child was
[Male or Female]
born to me on 2 day of April 1898; that said child has been named
..... Jessie L. Monks and was living March 4, 1906.

..... Arzena (her x mark) Monks ..

WITNESSES TO MARK:

[Must be Two Witnesses] { Gora Coombs
..... Everlena Rodgers ..

Subscribed and sworn to before me this 29 day of May 1906.

..... Geo. W. Rodgers
Notary Public.
(SEAL) My commission Expires Feb. 6th, 1908.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
..... District. }

I, Jane Cheely a Midwife on oath state that I
..... wife of William G. Monks
on the 2 day of April 1898; that there was born to her on said date a Female
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named Jessie Lee Monks ..

..... Jane Cheely ..

WITNESSES TO MARK:

[Must be Two Witnesses] { P. L. Cheely
..... Licina Monks ..

Subscribed and sworn to before me this 29 day of May 1906.

..... Geo. W. Rodgers
Notary Public.
(SEAL) My commission Expires Feb. 6th, 1908.

NEW BORN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

.....Pearl O. Monks.....

as a citizen of

.....Choctaw..... Nation.

Approved..... 190...

.....
Commissioner.

Born April 6, 1901.

Act of Congress approved
April 26, 1906.

Department of the Interior,
Commissioner to the five
Civilized Tribes.

Filed Aug. 22, 1906.

Tams Bixby, Commissioner.

Notify Chilion Riley, Ardmore,
I. T. of all action hereon.

CHOCTAW RECEIVED JUL 11 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the... Choctaw... Nation,
of ... Pearl O. Monks... born on the 6... day of ... April... 1901
(Here insert name of child)
Name of Father: ... William G. Monks, applicant a citizen of the... Choctaw... Nation.
Name of Mother: ... Arvezena Monks... a citizen of the... U. S. ... Nation.
Tribal enrollment of father... Tribal enrollment of mother...
Postoffice... Camrion, Ind. Ter. ...

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
... Central... District. }

I, ... Arvezena Monks..., on oath state that I am... 45...
years of age and a citizen by... of the... U. S. ... Nation;
that I am the lawful wife of ... William G. Monks..., who is a citizen, by
... adoption... of the... Choctaw... Nation; that a female... child was
(Male or Female)
born to me on... 6... day of ... April... 1901; that said child has been named
... Pearl O. Monks... and was living March 4, 1906.

... Arvezena. (. herx mark). Monks...

WITNESSES TO MARK:

[Must be Two Witnesses] { ... Clara Coombs...
... Everlene Rodgers...

Subscribed and sworn to before me this... 29... day of ... May... 1906.

... Geo. W. Rodgers...

Notary Public.

(SEAL) My commission expires Feb. 6th, 1908.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
... Central... District. }

I, ... Mahulda Miller..., a... Midwife..., on oath state that I
on the ... 6... day of ... April... 1901; that there was born to her on said date a... female...
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named... Pearl O. Monks...

... Mahulda Miller...

WITNESSES TO MARK:

[Must be Two Witnesses] { ... G. W. Ward...
... G. Miller...

Subscribed and sworn to before me this... 29... day of ... May... 1906.

... Geo. W. Rodgers...

Notary Public.

(SEAL) My commission expires Feb. 6th, 1908.

7-R-195

O.L.J.

COPY

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Lucinda (or Lucindy M.) Monks, et al., as citizens of the Choctaw
Nation.

DECISION.

It appears from the census card record in this case that in 1899, application was made to the Commission to the Five Civilized Tribes for the enrollment of Francis M. Monks and his wife, Lucinda Monks, as citizens by intermarriage of the Choctaw Nation, and for the enrollment of their children, William C. Monks, John W. Monks, Henry C. Monks, Florence Jones (formerly Monks), Frances V. Hill (formerly Monks), James I. Monks, Nancy Monks, and George W. Monks, as citizens of the Choctaw Nation.

The applications for the enrollment of Francis W. Monks and John W. Monks have heretofore been determined, their names appearing as numbers 104 and 1185 respectively, upon the final roll of citizens by intermarriage of the Choctaw Nation, the former approved by the Secretary of the Interior on June 13, 1903, and the latter on November 16, 1904, and are, therefore, not included herein. Said applicants acquire their rights to enrollment as citizens by intermarriage of the Choctaw Nation by virtue of having married recognized citizens by blood thereof.

On July 11, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of William H. Monks, Bryant C. Monks, Pearl E. Monks, Roy U. Monks, Joseph M. Daniels, Clara L. Daniels, Ruth P. Daniels, Francis M. Monks, Fana M. Monks, Davis Monks, Jessie Lee Monks, Pearl O. Monks, Ollie Monks, Francis M. Monks, Joseph F. Smith, John W. Smith, Edith Monks, Zora M. Monks, Walter L. Hill, Linnie M. Hill, Macy M. Hill, Clarence Hill and Gracie Hill as citizens of the Choctaw Nation, under the provisions of the Act of Congress approved April 26, 1906 (Public No. 120), all of said applicants being minors.

Under the regulations adopted by the Commissioner to the Five Civilized Tribes January 2, 1906, there were filed on February 27, 1906, by Chilion Riley, attorney at law, Ardmore, Indian Territory, petitions praying for the enrollment of Lucindy M. Monks as a citizen by intermarriage of the Choctaw Nation, and Henry C. Monks, William H. Monks, Bryan C. Monks, Pearl E. Monks, Roy U. Monks, Nancy Alice Daniel (nee Monks), Joseph M. Daniel, Clara L. Daniel, Ruth P. Daniel, William C. Monks, Francis M. Monks, Pannie M. Monks, David Monks, Jessie L. Monks, Pearl O. Monks, George W. Monks, Ollie Monks, Francis M. Monks, William T. Monks, Florence Jones, Joe F. Smith, Johnny B. Smith, James I. Monks, Edith Monks, Mary M. Monks, Frances V. Hill, Walter L. Hill, Linnie M. Hill, Macy M. Hill, Clarence Hill, and Gracie Hill as citizens of said nation.

All of the petitioners herein are identical with the persons for whom application has been made for enrollment as citizens of the Choctaw Nation, with the exception of William T. Monks

an adult for whom the records in the possession of this office fail to show that any formal application was ever made.

The record herein further shows that Lucinda Monks claims her right to enrollment as a citizen by intermarriage of the Choctaw Nation by reason of her marriage to Francis M. Monks, a white man, whose name appears as number 104 upon the final roll of citizens by intermarriage of the Choctaw Nation, approved by the Secretary of the Interior June 13, 1903; and that all the other applicants herein are white people, and claim their right to enrollment as citizens of the Choctaw Nation by reason of being the children or grandchildren of Francis M. Monks, above mentioned.

I am of the opinion that following the ruling of the Department in the case of Emma McMenamin (I.T.D. 11582-1904), the application and petition for the enrollment of Lucinda (or Lucindy M.) Monks as a citizen by intermarriage of the Choctaw Nation should be denied, under the provisions of the Act of Congress approved June 28, 1898 (30 Stats., 495), and it is so ordered.

I am further of the opinion that following the ruling of the Department of April 24, 1906 (I.T.D. 4048-1906), in the case of Mary Elizabeth Martin, the application and petition for the enrollment of William C. Monks, Henry C. Monks, Florence Jones, Frances V. Hill, James I. Monks, Nancy (or Nancy Alice) Daniel (nee Monks) and George W. Monks as citizens of the Choctaw Nation should be denied, under the provisions of the Act of Congress approved June 28, 1898 (30 Stats., 495), and it is so ordered.

I am further of the opinion that the application and petition for the enrollment of William H. Monks, Bryant C. (or Bryan C.) Monks, Pearl E. Monks, Roy U. Monks, Joseph M. Daniels, (or Daniel) Clara L. Daniels, (or Daniel), Ruth P. Daniels (or Daniel), Francis M. Monks (1), Fana M. (or Fannie M.) Monks, Davis (or David) Monks, Jessie Lee (or Jessie L.) Monks, Pearl O. Monks, Ollie Monks, Francis M. Monks (2), Joseph F. (or Joe F.) Smith, John B. (or Johnny B.) Smith, Edith Monks, Zora M. (or Zory M.) Monks, Walter L. Hill, Linnie M. (or Linie M.) Hill, Macy M. (or Macie M.) Hill, Clarence Hill, and Gracie Hill as citizens of the Choctaw Nation should be denied, under the provisions of the Act of Congress approved April 26, 1906 (Public No. 129), as amended by the Act of Congress approved June 21, 1906 (Public No. 258), and it is so ordered.

I am further of the opinion that in view of the decision of the Department of April 24, 1906 (I.T.D. 4048-1906), in the case of Mary Elizabeth Martin, it is immaterial to determine whether or not any application has ever been made for the enrollment of William T. Monks as a citizen of the Choctaw Nation, and that the petition for his enrollment as a citizen of said nation should be denied under the provisions of the Act of Congress approved June 28, 1898 (30 Stats., 495), and it is so ordered.

Tams Bixby,
Commissioner.

Muskegee, Indian Territory,
Nov. 13, 1906.

Choctaw minor 1141

William H. Monks

Bryant C. Monks

Pearl E. Monks

Ray V. Monks

M 1141

MINOR
CHOCTAW
ENROLLMENT

WILLIAM H. MONKS
BRYANT C. "
PEARL E. "
RAYE U. "

As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26. 1906

DECISION RENDERED NOV 13 1906

REFUSED NOV 13 1906

COPY OF DECISION FORWARDED
APPLICANT NOV 13 1906

Copy of Decision Forwarded
Attorney for Applicant NOV 13 1906

Copy of Decision Forwarded
Attorneys for Choctaw and

Chickasaw Nations. Nov 13 1906

RECORD FORWARDED DEPARTMENT
NOV 13 1906

See decision in 7 - R - 195

ACTION APPROVED BY
SECRETARY OF INTERIOR

FEB 26 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations. APR 5 1907

Notice of Departmental Action
Forwarded Attorney for Applicant
APR 5 1907

Notice of Departmental
Action mailed Applicant
APR 5 1907

7-R-195

NEW BORN 100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

William H. Monks

as a citizen of

Choctaw Nation.

Approved..... 190...

Commissioner.

Born Sept. 20, 1893.

Act of Congress approved

April 26, 1906.

Department of the Interior?

Commissioner to the Five

Civilized Tribes.

Filed Aug. 22, 1906

Tams Bixby, Commissioner.

Notify Chilion Riley, Ardmore

I. T. of all action hereon.

CHOCTAW RECEIVED Jul 11 1906

R-195

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1904.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
 of William H. Monks, born on the 20 day of Sept. 1893.
(Here insert name of child)
 Name of Father: Henry C. Monks, applicant a citizen of the Choctaw Nation.
 Name of Mother: Cora M. Monks who is Dead a citizen of the U.S. Nation.
 Tribal enrollment of father: Tribal enrollment of mother:

Postoffice Sutter, Ind. Ter.

Father

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Central

District.

I, Henry C. Monks, on oath state that I am 36
 years of age and a citizen by adoption of the Choctaw Nation;
 I was the lawful Husband of Cora M. Monks was a
 that I am the lawful wife of her who ~~was~~ ^{is} a citizen, by
who are Dead of the U.S. Nation; that a Male child was
(Male or Female)
 born to her on 20 day of September 1893; that said child has been named
William H. Monks and was living March 4, 1906.

Henry C. Monks

WITNESSES TO MARK:

[Must be Two
Witnesses]Subscribed and sworn to before me this 28 day of May 1906.Geo. W. Rodgers

Notary Public.

(SEAL) My Commission Expires Feb. 6th, 1908.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Central

District.

I, Mahlda Miller, a Midwife, on oath state that I
 attended on Cora M. Monks wife of Henry C. Monks
 on the 20 day of Sept. 1893; that there was born to her on said date a Male
(Male or Female)
 child; that said child was living March 4, 1906, and is said to have been named William H. Monks.

Mahlda Miller

WITNESSES TO MARK:

[Must be Two
Witnesses]Subscribed and sworn to before me this 28 day of May 1906.Geo. W. Rodgers

Notary Public.

(SEAL) My Commission Expires Feb. 6th, 1908.

NEW BORN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

..... Bryant C. Monks

as a citizen of

..... Choctaw Nation.

Approved..... 190....

.....
Commissioner.

Born Aug. 31 1896.

Act of Congress approved
April 26, 1906.

Department of the Interior,
Commissioner to the Five
Civilized Tribes.

Filed Aug 22, 1906
Tams Bixby, Commissioner.

Notify Chilion Riley, Ardmore,
I. T. of all action hereon.

CHOCTAW RECEIVED JUL 11 1906.

23-1141

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of .. Bryant C. Monks born on the .. 31 .. day of Aug. 1896.
(Here insert name of child)
Name of Father: Henry C. Monks, applicant a Choctaw Nation.
Name of Mother: Cora M. Monks a citizen of the U. S. XXXX Nation.
Tribal enrollment of father Tribal enrollment of mother
Postoffice gutter, Ind. Ter.

father
AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Henry C. Monks on oath state that I am 36
years of age and a citizen by adoption of the Choctaw Nation;
was the lawful Husband of Cora M. Monks who is dead
that I lawful wife of who is a citizen, by
..... of the U. S. Nation; that a Male child was
born to me on 31 day of August 1896.; that said child has been named
Bryant C. Monks and was living March 4, 1906.

Henry C. Monks

WITNESSES TO MARK:

[Must be Two Witnesses] {
..... }

Subscribed and sworn to before me this 28 day of May 1906.

Geo. W. Rodgers

(SEAL) My commission expires Feb. 6th, 1908.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Mahlda Miller a Midwife on oath state that I
attended on Cora M. Monks Henry C. Monks
on the 31 day of Aug. 1896. that there was born to her on said date
child; that said child was living March 4, 1906, and is said to have been named
Bryant C. Monks

Mahlda (her x mark) Miller

WITNESSES TO MARK:

[Must be Two Witnesses] { G. V. Vard
..... G. Miller }

Subscribed and sworn to before me this 28 day of May 1906.

Geo. W. Rodgers

(SEAL) My commission expires Feb. 6th, 1908.

Notary Public.

NEW BORN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

.....Pearl M. Monks.....

as a citizen of

.....Choctaw..... Nation.

Approved..... 190...

.....
Commissioner.

Born Jan. 15, 1899.

Act of Congress approved
April 26, 1906.

Department of the Interior,
Commissioner to the Five
Civilized Tribes.

Filed Aug. 22, 1906.

Tams Bixby, Commissioner.

Notify Chilion Riley, Ardmore,
I. T. of all action hereon.

CHOCTAW RECEIVED Jul 11 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS: ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Pearl E. Monks born on the 15 day of Jan 1899
(Here insert name of child)
Name of Father: Henry G. Monks, applicant a citizen of the Choctaw Nation.
Name of Mother: Cora M. Monks, who is dead a citizen of the U. S. Nation.
Tribal enrollment of father: Tribal enrollment of mother:
Postoffice: Sutter, Ind. Ter.

~~AFFIDAVIT OF MOTHER~~
AFFIDAVIT OF ^{Father}

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Henry C. Monks, on oath state that I am 36 years of age and a citizen by adoption of the Choctaw Nation; was the lawful Husband of Cora M. Monks, who is dead that I ~~was~~ the lawful wife of Henry C. Monks, who is a citizen, by her of the U. S. Nation; that a Female child was born to her on 15 day of January 1899; that said child has been named Pearl E. Monks and was living March 4, 1906.

Henry G. Monks

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 28 day of May 1906.

(SEAL) My Commission Expires Feb. 6th, 1908. Geo. W. Rodgers Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, MaHlda Miller, a Midwife, on oath state that I attended on Cora M. Monks wife of Henry G. Monks on the 15 day of Jan 1899; that there was born to her on said date a Female child; that said child was living March 4, 1906, and is said to have been named Pearl E. Monks

MaHlda (her x mark) Miller

WITNESSES TO MARK:

[Must be Two Witnesses] { G. W. Ward
G. Miller

Subscribed and sworn to before me this 28 day of May 1906.

(SEAL)

Geo. W. Rodgers
My Commission Expires Feb. 6th, 1908. Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the... Choctaw... Nation,
of... Roye U. Monks..., born on the 21 day of April... 1905
(Here insert name of child)
Name of Father: Henry C. Monks, applicant... a citizen of the... Choctaw Nation.
Name of Mother: Minnie Monks... a citizen of the... U. S. Nation.
Tribal enrollment of father... Tribal enrollment of mother...
Postoffice... Sutter, Ind. Terr....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
... Central ... District. }

I, Minnie Monks..., on oath state that I am... 26...
years of age and a citizen by... of the... U. S.... Nation;
that I am the lawful wife of... Henry C. Monks..., who is a citizen, by
... adoption..., of the... Choctaw... Nation; that a Male... child was
(Male or Female)
born to me on... 21... day of... April..., 1905.; that said child has been named
... Roye U. Monks..., and was living March 4, 1906.

... Minnie Monks...

WITNESSES TO MARK:

[Must be Two Witnesses] { ...
...

Subscribed and sworn to before me this... 28... day of... May... 1906.

... Geo. W. Rodgers...
(SEAL) My commission Expires Feb. 6th, 1908. Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
... Central ... District. }

I, Dr. J. J. Hardy..., a... M. D...., on oath state that I
attended on... Minnie Monks... wife of... Henry C. Monks...
on the... 21... day of... April... 1905.; that there was born to her on said date a... Male...
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named...

... J. J. Hardy M. D....

WITNESSES TO MARK:

[Must be Two Witnesses] { ...
...

Subscribed and sworn to before me this... 28... day of... April... 1906.

... Geo. W. Rodgers...
(SEAL) My Commission expires Feb. 6th, 1908. Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Lucinda (or Lucindy M.) Monks, et al., as citizens of the Choctaw
Nation.

DECISION:

It appears from the census card record in this case that in 1899, application was made to the Commission to the Five Civilized Tribes for the enrollment of Francis M. Monks and his wife, Lucinda Monks, as citizens by intermarriage of the Choctaw Nation, and for the enrollment of their children, William C. Monks, John W. Monks, Henry C. Monks, Florence Jones (formerly Monks), Frances V. Hill (formerly Monks), James I. Monks, Nancy Monks, and George W. Monks, as citizens of the Choctaw Nation.

The applications for the enrollment of Francis M. Monks and John W. Monks have heretofore been determined, their names appearing as numbers 104 and 1185 respectively, upon the final roll of citizens by intermarriage of the Choctaw Nation, the former approved by the Secretary of the Interior on June 13, 1903, and the latter on November 16, 1904, and are, therefore, not included herein. Said applicants acquire their rights to enrollment as citizens by intermarriage of the Choctaw Nation by virtue of having married recognized citizens by blood thereof.

On July 11, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of William H. Monks, Bryant C. Monks, Pearl E. Monks, Roy U. Monks, Joseph M. Daniels, Clara L. Daniels, Ruth P. Daniels, Francis M. Monks, Fana M. Monks, Davis Monks, Jessie Lee Monks, Pearl O. Monks, Ollie Monks, Francis M. Monks, Joseph F. Smith, John B. Smith, Edith Monks, Zora M. Monks, Walter L. Hill, Linnie M. Hill, Macy M. Hill, Clarence Hill and Gracie Hill as citizens of the Choctaw Nation, under the provisions of the Act of Congress approved April 26, 1906 (Public No. 120), all of said applicants being minors.

Under the regulations adopted by the Commissioner to the Five Civilized Tribes January 2, 1906, there were filed on February 27, 1906, by Chilion Riley, attorney at law, Ardmore, Indian Territory, petitions praying for the enrollment of Lucindy M. Monks as a citizen by intermarriage of the Choctaw Nation, and Henry C. Monks, William H. Monks, Bryan C. Monks, Pearl E. Monks, Roy U. Monks, Nancy Alice Daniel (nee Monks), Joseph M. Daniel, Clara L. Daniel, Ruth P. Daniel, William C. Monks, Francis M. Monks, Fannie M. Monks, David Monks, Jessie L. Monks, Pearl O. Monks, George W. Monks, Ollie Monks, Francis M. Monks, William T. Monks, Florence Jones, Joe F. Smith, Johnny B. Smith, James I. Monks, Edith Monks, Zory M. Monks, Frances V. Hill, Walter L. Hill, Linnie M. Hill, Macie M. Hill, Clarence Hill, and Gracie Hill as citizens of said nation.

All of the petitioners herein are identical with the persons for whom application has been made for enrollment as citizens of the Choctaw Nation, with the exception of William T. Monks

-2-

an adult for whom the records in the possession of this office fail to show that any formal application was ever made.

The record herein further shows that Lucinda Monks claims her right to enrollment as a citizen by intermarriage of the Choctaw Nation by reason of her marriage to Francis M. Monks, a white man, whose name appears as number 104 upon the final roll of citizens by intermarriage of the Choctaw Nation, approved by the Secretary of the Interior June 13, 1903; and that all the other applicants herein are white people, and claim their right to enrollment as citizens of the Choctaw Nation by reason of being the children or grandchildren of Francis M. Monks, above mentioned.

I am of the opinion that following the ruling of the Department in the case of Emma McMenamin (I.T.D. 11582-1904), the application and petition for the enrollment of Lucinda (or Lucindy M.) Monks as a citizen by intermarriage of the Choctaw Nation should be denied, under the provisions of the Act of Congress approved June 28, 1898 (30 Stats., 495), and it is so ordered.

I am further of the opinion that following the ruling of the Department of April 24, 1906 (I.T.D. 4048-1906), in the case of Mary Elizabeth Martin, the application and petition for the enrollment of William C. Monks, Henry C. Monks, Florence Jones, Frances V. Hill, James I. Monks, Nancy (or Nancy Alice) Daniel (nee Monks) and George W. Monks as citizens of the Choctaw Nation should be denied, under the provisions of the Act of Congress approved June 28, 1898 (30 Stats., 495), and it is so ordered.

I am further of the opinion that the application and petition for the enrollment of William H. Monks, Bryant C. (or Bryan C.) Monks, Pearl E. Monks, Roy U. Monks, Joseph M. Daniels, (or Daniel) Clara L. Daniels, (or Daniel), Ruth P. Daniels (or Daniel), Francis M. Monks (1), Fana M. (or Fannie M.) Monks, Davis (or David) Monks, Jessie Lee (or Jessie L.) Monks, Pearl O. Monks, Ollie Monks, Francis M. Monks (2), Joseph F. (or Joe F.) Smith, John B. (or Johnny B.) Smith, Edith Monks, Zora M. (or Zory M.) Monks, Walter L. Hill, Linnie M. (or Linie M.) Hill, Macy M. (or Macie M.) Hill, Clarence Hill, and Gracie Hill as citizens of the Choctaw Nation should be denied, under the provisions of the Act of Congress approved April 26, 1906 (Public No. 129), as amended by the Act of Congress approved June 21, 1906 (Public No. 259), and it is so ordered.

I am further of the opinion that in view of the decision of the Department of April 24, 1906 (I.T.D. 4048-1906), in the case of Mary Elizabeth Martin, it is immaterial to determine whether or not any application has ever been made for the enrollment of William T. Monks as a citizen of the Choctaw Nation, and that the petition for his enrollment as a citizen of said nation should be denied under the provisions of the Act of Congress approved June 28, 1898 (30 Stats., 495), and it is so ordered.

Muskogee, Indian Territory,
Nov. 13, 1906.

Tams Bixby,
Commissioner.

Choctaw Minor 1142

Ollie Monks

Francis M. Monks

M 1142

1142

MINOR
CHOCTAW
ENROLLMENT

OLLIE MONKS

FRANCIS M. MONKS

As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26. 1906

DECISION RENDERED NOV 13 1906

REFUSED NOV 13 1906

COPY OF DECISION FORWARDED
APPLICANT NOV 13 1906

Copy of Decision Forwarded
Attorney for Applicant NOV 13 1906

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations. NOV 13 1906

RECORD FORWARDED DEPARTMENT
NOV 13 1906

See decision in 7 - R - 195

1112

ACTION APPROVED BY
SECRETARY OF INTERIOR

FEB 26 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations. APR 5 1907

Notice of Departmental Action
Forwarded Attorney for Applicant.
APR 5 1907

Notice of Departmental
Action Mailed Applicant. APR 5 1907

NEW BORN 7-R-195.

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

.....Ollie Monks.....

as a citizen of

.....Choctaw..... Nation.

Approved..... 190...

.....
Commissioner.

Born Nov. 26, 1902

Act of Congress approved
April 26, 1906.

Department of the Interior,
Commissioner to the five
civilized tribes.

Filed Aug. 22, 1906
Tams Bixby, Commissioner

Notify Chilion Riley, Ardmore,
I. T. of all action hereon.

CHOCTAW RECEIVED JUL 11 1906
R-195.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Ollie Monks, born on the 26 day of Nov. 1902.
[Here insert name of child]
Name of Father: George W. Monks applicant a citizen of the Choctaw Nation.
Name of Mother: Maverene Monks a citizen of the U. S. Nation.
Tribal enrollment of father: Tribal enrollment of mother:
Postoffice: Sutter, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Maverene Monks, on oath state that I am 19 years of age and a citizen of U. S., of the U. S. Nation; that I am the lawful wife of George W. Monks, who is a citizen, by adoption, of the Choctaw Nation; that a Female child was [Male or Female] born to me on 26 day of November, 1902; that said child has been named Ollie Monks and was living March 4, 1906.

Maverene Monks

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 26 day of May, 1906.

Geo. W. Rodgers

(SEAL) My commission expires Feb. 6th, 1908.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Dr. J. J. Hardy, a M.D., on oath state that I attended on Maverene Monks, wife of George W. Monks on the 26 day of Nov., 1902; that there was born to her on said date a Female child; that said child was living March 4, 1906, and is said to have been named Ollie Monks.

J. J. Hardy, M.D.

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 26 day of May, 1906.

(SEAL)

Geo. W. Rodgers,
My commission expires Feb. 6th, 1908.

Notary Public.

New Born

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

..... Francis M. Monks

as a citizen of

..... Choctaw

..... Nation.

Approved..... 190...

..... Commissioner.

Born May 13, 1905

Act of Congress approved

April 26, 1906

Department of the Interior,
Commissioner to the five
Civilized tribes,

Filed Aug. 22, 1906
Tamm Bixby, Commissioner.

Notify Chilion Riley, Ardmore
I. T. of all action hereon.

CHOCTAW RECEIVED JUL 11 1906

237142

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Choctaw.....Nation,
ofFrancis M. Monks....., born on the 13.....day ofMay.....1905
[Here insert name of child]
Name of Father:.....Geo. W. Monks, applicant.....a citizen of the.....Choctaw Nation.
Name of Mother:.....Maverana Monks.....a citizen of the.....U. S.....Nation.
Tribal enrollment of father.....Tribal enrollment of mother.....
Postoffice.....Gutter, Ind. Ter.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
..Central.....District. }

I,Maverana Monks....., on oath state that I am 19.....
years of age and a citizen by.....of the.....U. S.....Nation;
that I am the lawful wife of.....Geo. W. Monks....., who is a citizen, by
..Adoption.....of the.....Choctaw.....Nation; that aMale.....child was
[Male or Female]
born to me on.....13.....day of.....May.....1905.; that said child has been named
..Francis M. Monks.....and was living March 4, 1906.

.....Maverana Monks.....

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this.....26.....day of.....May 1906.

.....Geo. W. Rodgers.....

Notary Public.

(SEAL)

My Commission Expires Feb. 6th, 1908

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
..Central.....District. }

I,Dr. J. J. Hardy....., a.....M. D.....do hereby state that I
attended onMaverana Monks....., wife of.....Geo. W. Monks.....
on the 13.....day of.....May.....1905.; that there was born to her on said date a Male.....
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named.....Francis M. Monks.....

J. J. Hardy, M. D.....

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this.....26.....day of.....May 1906.

.....Geo. W. Rodgers.....

Notary Public.

(SEAL)

My Commission Expires Feb. 6th, 1908.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Lucinda (or Lucindy M.) Monks, et al., as citizens of the Choctaw Nation.

DECISION.

It appears from the census card record in this case that in 1899, application was made to the Commission to the Five Civilized Tribes for the enrollment of Francis M. Monks and his wife, Lucinda Monks, as citizens by intermarriage of the Choctaw Nation, and for the enrollment of their children, William C. Monks, John W. Monks, Henry C. Monks, Florence Jones (formerly Monks), Frances V. Hill (formerly Monks), James I. Monks, Nancy Monks, and George W. Monks, as citizens of the Choctaw Nation.

The applications for the enrollment of Francis M. Monks and John W. Monks have heretofore been determined, their names appearing as numbers 104 and 1185 respectively, upon the final roll of citizens by intermarriage of the Choctaw Nation, the former approved by the Secretary of the Interior on June 13, 1903, and the latter on November 16, 1904, and are, therefore, not included herein. Said applicants acquire their rights to enrollment as citizens by intermarriage of the Choctaw Nation by virtue of having married recognized citizens by blood thereof.

On July 11, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of William H. Monks, Bryant C. Monks, Pearl E. Monks, Roy U. Monks, Joseph M. Daniels, Clara L. Daniels, Ruth P. Daniels, Francis M. Monks, Fana M. Monks, Davis Monks, Jessie Lee Monks, Pearl O. Monks, Ollie Monks, Francis M. Monks, Joseph F. Smith, John B. Smith, Edith Monks, Zera M. Monks, Walter L. Hill, Linnie M. Hill, Macy M. Hill, Clarence Hill and Gracie Hill as citizens of the Choctaw Nation, under the provisions of the Act of Congress approved April 26, 1906 (Public No. 120), all of said applicants being minors.

Under the regulations adopted by the Commissioner to the Five Civilized Tribes January 2, 1906, there were filed on February 27, 1906, by Chilion Riley, attorney at law, Ardmore, Indian Territory, petitions praying for the enrollment of Lucindy M. Monks as a citizen by intermarriage of the Choctaw Nation, and Henry C. Monks, William H. Monks, Bryan C. Monks, Pearl E. Monks, Roy U. Monks, Nancy Alice Daniel (nee Monks), Joseph M. Daniel, Clara L. Daniel, Ruth P. Daniel, William C. Monks, Francis M. Monks, Fannie M. Monks, David Monks, Jessie L. Monks, Pearl O. Monks, George W. Monks, Ollie Monks, Francis M. Monks, William T. Monks, Florence Jones, Joe F. Smith, Johnny B. Smith, James I. Monks, Edith Monks, Zery M. Monks, Frances V. Hill, Walter L. Hill, Linnie M. Hill, Macie M. Hill, Clarence Hill, and Gracie Hill as citizens of said nation.

All of the petitioners herein are identical with the persons for whom application has been made for enrollment as citizens of the Choctaw Nation, with the exception of William T. Monks

an adult for whom the records in the possession of this office fail to show that any formal application was ever made.

The record herein further shows that Lucinda Monks claims her right to enrollment as a citizen by intermarriage of the Choctaw Nation by reason of her marriage to Francis M. Monks, a white man, whose name appears as number 104 upon the final roll of citizens by intermarriage of the Choctaw Nation, approved by the Secretary of the Interior June 13, 1903; and that all the other applicants herein are white people, and claim their right to enrollment as citizens of the Choctaw Nation by reason of being the children or grandchildren of Francis M. Monks, above mentioned.

I am of the opinion that following the ruling of the Department in the case of Emma McMenamin (I.T.D. 11582-1904), the application and petition for the enrollment of Lucinda (or Lucindy M.) Monks as a citizen by intermarriage of the Choctaw Nation should be denied, under the provisions of the Act of Congress approved June 28, 1898 (30 Stats., 495), and it is so ordered.

I am further of the opinion that following the ruling of the Department of April 24, 1906 (I.T.D. 4048-1906), in the case of Mary Elizabeth Martin, the application and petition for the enrollment of William C. Monks, Henry C. Monks, Florence Jones, Frances V. Hill, James I. Monks, Nancy (or Nancy Alice) Daniel (nes Monks) and George W. Monks as citizens of the Choctaw Nation should be denied, under the provisions of the Act of Congress approved June 28, 1898 (30 Stats., 495), and it is so ordered.

I am further of the opinion that the application and petition for the enrollment of William H. Monks, Bryant C. (or Bryan C.) Monks, Pearl M. Monks, Roy U. Monks, Joseph M. Daniels, (or Daniel) Clara J. Daniels, (or Daniel), Ruth P. Daniels (or Daniel), Francis M. Monks (1), Fana M. (or Fannie M.) Monks, Davis (or David) Monks, Jessie Lee (or Jessie L.) Monks, Pearl O. Monks, Ollie Monks, Francis M. Monks (2), Joseph P. (or Joe P.) Smith, John B. (or Johnny B.) Smith, Edith Monks, Zora M. (or Zory M.) Monks, Walter L. Hill, Linnie M. (or Linie M.) Hill, Macy M. (or Macie M.) Hill, Clarence Hill, and Gracie Hill as citizens of the Choctaw Nation should be denied, under the provisions of the Act of Congress approved April 26, 1906 (Public No. 129), as amended by the Act of Congress approved June 21, 1906 (Public No. 238), and it is so ordered.

I am further of the opinion that in view of the decision of the Department of April 24, 1906 (I.T.D. 4048-1906), in the case of Mary Elizabeth Martin, it is immaterial to determine whether or not any application has ever been made for the enrollment of William T. Monks as a citizen of the Choctaw Nation, and that the petition for his enrollment as a citizen of said nation should be denied under the provisions of the Act of Congress approved June 28, 1898 (30 Stats., 495), and it is so ordered.

Maskogee, Indian Territory,
Nov. 13, 1906.

Tams Bixby,
Commissioner.

Choctaw Minor 1143

Edith Monks

Zora M. Monks

M 1143

1143

MINOR
**CHOCTAW
ENROLLMENT**

EDITH MONKS

ZORA M. MONKS

**As Citizen of the
CHOCTAW NATION**
Act of Congress
Approved April 26, 1906

DECISION RENDERED NOV 13 1906

REFUSED NOV 13 1906

COPY OF DECISION FORWARDED
APPLICANT NOV 13 1906

Copy of Decision Forwarded
Attorney for Applicant.
Nov 13 1906

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations. NOV 13 1906

RECORD FORWARDED DEPARTMENT
NOV 13 1906

See decision in 7 - R - 195

1143

ACTION APPROVED BY
SECRETARY OF INTERIOR FEB 26 1907

Notice of Departmental Action
Forwarded Attorneys for Choctaw
and Chickasaw Nations APR 5 1907

Notice of Departmental Action
Forwarded Attorney for Applicant
APR 5 1907

Notice of Departmental
Action Mailed Applicant.
APR 5 1907

NEW BORN 7-R-195

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

..... Edith Monks

as a citizen of

..... Choctaw Nation.

Approved..... 190...

.....
Commissioner.

Born Jan. 31, 1903

Act of Congress approved
April 26, 1906

Department of the Interior,
Commissioner to the Five
Civilized Tribes.

Filed Aug. 22, 1906
Tams Bixby, Commissioner.

Notify Chilion Riley, Ardmore
I. T. of all action hereon

CHOCTAW RECEIVED JUL 11 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Choctaw.....Nation,
ofEdith Monks....., born on the 31.....day ofJan.....1903
[Here insert name of child]
Name of Father:.....James I. Monks.....a citizen of the.....U. S. Choctaw.....Nation.
Name of Mother:.....Martha M. Monks.....a citizen of the.....U. S.Nation.
Tribal enrollment of father.....Tribal enrollment of mother.....
Postoffice.....Sutter, Ind. Ter.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
.....Central.....District. }

I,Martha M. Monks....., on oath state that I am 28.....
years of age and a citizen by....., of the.....U. S.Nation;
that I am the lawful wife of.....James I. Monks....., who is a citizen, by
.....adoption....., of the.....Choctaw.....Nation; that a female.....child was
[Male or Female]
born to me on.....31.....day of January.....1903.; that said child has been named
.....Edith Monks.....and was living March 4, 1906.

.....Martha M. Monks.....

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this.....26.....day of.....May.....1906

.....Geo. W. Rodgers.....

(SEAL) My commission expires Feb. 6th, 1908.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
.....Central.....District. }

I,Dr. J. J. Hardy....., a.....M. D., on oath state that I
attended on.....Martha M. Monks....., wife of.....James I. Monks.....
on the 31.....day of Jan.....1903.; that there was born to her on said date a.....female.....
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named.....Edith Monks.....

.....J. J. Hardy, M. D.....

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this.....26.....day of.....May.....1906.

.....Geo. W. Rodgers.....

(SEAL) My commission expires Feb. 6th, 1908.

Notary Public.

NEW BORN

190

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Zora M. Monks

as a citizen of

Choctaw

Nation.

Approved..... 190...

Commissioner.

Born Oct. 4, 1905

Act of Congress approved
April 26, 1906.

Department of the Interior,
Commissioner to the Five
Civilized Tribes.
Filed Aug. 22, 1906.
Tams Bixby, Commissioner.

Notify Chilion Riley, Ardmore
I. T. of all action hereon.

CHOCTAW
R- 195

RECEIVED
Jul 11 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 28, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Zora M. Monks born on the 4 day Oct. 1905.
[Here insert name of child]
Name of Father: James I. Monks, applicant a citizen of the Choctaw Nation.
Name of Mother: Martha M. Monks a citizen of the U. S. Nation.
Tribal enrollment of father Tribal enrollment of mother
Postoffice gutter, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Martha M. Monks on oath state that I am 28
years of age and a citizen by of the U. S. Nation;
that I am the lawful wife of James I. Monks who is a citizen, by
adoption of the Choctaw Nation; that a female child was
[Male or Female]
born to me on 4 day of October 1905; that said child has been named
Zora M. Monks and was living March 4, 1906.

..... Martha M. Monks

WITNESSES TO MARK:

[Must be Two Witnesses] {
..... }

Subscribed and sworn to before me this 26 day of May 1906.

..... Geo. W. Rodgers

Notary Public.

(SEAL)

My Commission Expires Feb. 6th, 1908

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Central District. }

I, Dr. J. J. Hardy a M. D. on oath state that I
attended on Martha M. Monks wife of James I. Monks
on the 4 day of Oct. 1905; that there was born to her on said date a female
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named Zora M. Monks

..... J. J. Hardy M. D.

WITNESSES TO MARK:

[Must be Two Witnesses] {
..... }

Subscribed and sworn to before me this 26 day of May 1906.

..... Geo W. Rodgers

Notary Public.

(SEAL) My Commission Expires Feb. 6th, 1908.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Lucinda (or Lucindy M.) Monks, et al., as citizens of the Choctaw Nation.

D E C I S I O N.

It appears from the census card record in this case that in 1899, application was made to the Commission to the Five Civilized Tribes for the enrollment of Francis M. Monks and his wife, Lucinda Monks, as citizens by intermarriage of the Choctaw Nation, and for the enrollment of their children, William C. Monks, John W. Monks, Henry C. Monks, Florence Jones (formerly Monks), Frances V. Hill (formerly Monks), James I. Monks, Nancy Monks, and George W. Monks, as citizens of the Choctaw Nation.

The applications for the enrollment of Francis M. Monks and John W. Monks have heretofore been determined, their names appearing as numbers 104 and 1185 respectively, upon the final roll of citizens by intermarriage of the Choctaw Nation, the former approved by the Secretary of the Interior on June 13, 1903, and the latter on November 16, 1904, and are, therefore, not included herein. Said applicants acquire their rights to enrollment as citizens by intermarriage of the Choctaw Nation by virtue of having married recognized citizens by blood thereof.

On July 11, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of William H. Monks, Bryant C. Monks, Pearl E. Monks, Roy U. Monks, Joseph R. Daniels, Clara L. Daniels, Ruth P. Daniels, Francis M. Monks, Fana V. Monks, Davis Monks, Jessie Lee Monks, Pearl O. Monks, Ollie Monks, Francis M. Monks, Joseph F. Smith, John B. Smith, Edith Monks, Zera M. Monks, Walter L. Hill, Linnie M. Hill, Macy M. Hill, Clarence Hill and Gracie Hill as citizens of the Choctaw Nation, under the provisions of the Act of Congress approved April 26, 1906 (Public No. 129), all of said applicants being minors.

Under the regulations adopted by the Commissioner to the Five Civilized Tribes January 2, 1906, there were filed on February 27, 1906, by Chilion Riley, attorney at law, Ardmore, Indian Territory, petitions praying for the enrollment of Lucindy M. Monks as a citizen by intermarriage of the Choctaw Nation, and Henry C. Monks, William H. Monks, Bryan C. Monks, Pearl E. Monks, Roy U. Monks, Nancy Alice Daniel (nee Monks), Joseph M. Daniel, Clara L. Daniel, Ruth P. Daniel, William C. Monks, Francis M. Monks, Fannie M. Monks, David Monks, Jessie L. Monks, Pearl O. Monks, George W. Monks, Ollie Monks, Francis M. Monks, William T. Monks, Florence Jones, Joe F. Smith, Johnny B. Smith, James I. Monks, Edith Monks, Sory M. Monks, Frances V. Hill, Walter L. Hill, Linnie M. Hill, Macie M. Hill, Clarence Hill, and Gracie Hill as citizens of said nation.

All of the petitioners herein are identical with the persons for whom application has been made for enrollment as citizens of the Choctaw Nation, with the exception of William T. Monks

an adult for whom the records in the possession of this office fail to show that any formal application was ever made.

The record herein further shows that Lucinda Monks claims her right to enrollment as a citizen by intermarriage of the Choctaw Nation by reason of her marriage to Francis M. Monks, a white man, whose name appears as number 104 upon the final roll of citizens by intermarriage of the Choctaw Nation, approved by the Secretary of the Interior June 13, 1903; and that all the other applicants herein are white people, and claim their right to enrollment as citizens of the Choctaw Nation by reason of being the children or grandchildren of Francis M. Monks, above mentioned.

I am of the opinion that following the ruling of the Department in the case of Emma McMenamin (I.T.D. 11582-1904), the application and petition for the enrollment of Lucinda (or Lucindy M.) Monks as a citizen by intermarriage of the Choctaw Nation should be denied, under the provisions of the Act of Congress approved June 28, 1898 (30 Stats., 495), and it is so ordered.

I am further of the opinion that following the ruling of the Department of April 24, 1906 (I.T.D. 4048-1906), in the case of Mary Elizabeth Martin, the application and petition for the enrollment of William C. Monks, Henry C. Monks, Florence Jones, Frances V. Hill, James I. Monks, Nancy (or Nancy Alice) Daniel (nee Monks) and George W. Monks as citizens of the Choctaw Nation should be denied, under the provisions of the Act of Congress approved June 28, 1898 (30 Stats., 495), and it is so ordered.

I am further of the opinion that the application and petition for the enrollment of William H. Monks, Bryant C. (or Bryan C.) Monks, Pearl B. Monks, Poy U. Monks, Joseph M. Daniels, (or Daniel) Clara L. Daniels, (or Daniel), Ruth P. Daniels (or Daniel), Francis M. Monks (1), Fana M. (or Fannie M.) Monks, Davis (or David) Monks, Jessie Lee (or Jessie L.) Monks, Pearl O. Monks, Ollie Monks, Francis B. Monks (2), Joseph F. (or Joe F.) Smith, John B. (or Johnny B.) Smith, Edith Monks, Zora M. (or Zory M.) Monks, Walter L. Hill, Linnie M. (or Linnie M.) Hill, Macy M. (or Macie M.) Hill, Clarence Hill, and Gracie Hill as citizens of the Choctaw Nation should be denied, under the provisions of the Act of Congress approved April 26, 1906 (Public No. 129), as amended by the Act of Congress approved June 21, 1906 (Public No. 258), and it is so ordered.

I am further of the opinion that in view of the decision of the Department of April 24, 1906 (I.T.D. 4048-1906), in the case of Mary Elizabeth Martin, it is immaterial to determine whether or not any application has ever been made for the enrollment of William F. Monks as a citizen of the Choctaw Nation, and that the petition for his enrollment as a citizen of said nation should be denied under the provisions of the Act of Congress approved June 28, 1898 (30 Stats., 495), and it is so ordered.

Muskogee, Indian Territory,
Nov. 13, 1906.

Thos Bixby,
Commissioner.

Choctaw Minor 1144

Charles Granville Graham

M 1144

1144

MINOR
CHOCTAW
ENROLLMENT

CHARLES GRANVILLE GRAHAM

As Citizen of the
CHOCTAW NATION
Act of Congress
Approved April 26. 1906

C - 55

DECISION RENDERED NOV 22 1906

REFUSED NOV 22 1906

Copy of Decision Forwarded
Attorneys for Choctaw and
Chickasaw Nations NOV 22 1906

Copy of Decision Forwarded
Attorney for Applicant NOV 22 1906

COPY OF DECISION FORWARDED
APPLICANT NOV 22 1906

RECORD FORWARDED DEPARTMENT
NOV 22 1906

1141

NEW BORN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

..... Charles Granville Graham

as a citizen of

..... Choctaw Nation.

Approved..... 190...

.....
Commissioner.

Born April 10, 1906.

Act of Congress approved
April, 26, 1906.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

F ILE D Aug 22 1906.

(Stamped) Tams Bixby,
Commissioner.

Choctaw
7-5119

Received
Jul 24 1906.

23-1144

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Chocataw.....Nation,
of ..Charles Granville Graham....., born on the 10...day of Apr.....1906
(Here insert name of child)
Name of Father:..Tommie Graham.....a citizen of the..Chocataw.....Nation.
Name of Mother:..Zula Blake Graham.....a citizen of the.....Chocataw.....Nation.
Tribal enrollment of father.....Chocataw.....Tribal enrollment of mother.....Chocataw.....
Postoffice...Comanche, I.T.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
.....Southern.....District. }

I, Zula Blake Graham.....on oath state that thirty-four.....
years of age and a citizen by...marriage...of the.....Chocataw.....Nation;
that I am the lawful wife of.....Tommie Graham....., who is a citizen, by
...marriage.....of the.....Chocataw.....Nation; that a male.....child was
(Male or Female)
born to me on.....10.....day of.....Apr.....1906; that said child has been named
.....Charles Granville Graham.....and was living March 4, 1906.

(SEAL) Zula Blake Graham (Signed) Zula Blake Graham
WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this.....21.....day of.....July.....1906.

..(Signed) H. B. Lockett.....
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
.....Southern.....District. }

I, ..T. S. Booth....., a.....physician..., on oath state that I
attended on ..Zula Blake Graham....., wife of.....Tommie Graham.....
on the.....10.....day of.....Apr.....1906; that there was born to her on said date a.....male.....
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named Charles Granville
.....Graham.....
.....(Signed) T. S. Booth.....

WITNESSES TO MARK:

[Must be Two
Witnesses]

.....L. L. Blake.....
.....J. B. Moore.....

Subscribed and sworn to before me this.....23.....day of.....July.....1906.

(SEAL)

.....(Signed) Sula C Taylor.....
Notary Public.

C 55
7 5091
7 5119
7 5121
7 5781

WCF

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Thedia D. Blake et al. as citizens of the Choctaw Nation.

It appears from the record herein and from the records in the possession of the Commissioner to the Five Civilized Tribes that application was made to the Commission to the Five Civilized Tribes at Ardmore, Indian Territory, September 22, 1898, by L. L. Blake for enrollment, among others, of his wife, Thedia D. Blake and his children, Julia C. Blake, Nellie Blake, Lafayette Blake, Virginia Blake and Ruth Blake as citizens of the Choctaw Nation; that application was made to the Commission to the Five Civilized Tribes at Ardmore, Indian Territory, September 22, 1898, by T. N. Coleman, for the enrollment of himself as a citizen by intermarriage of the Choctaw Nation, and for the enrollment of his wife, Tommie Coleman, and his minor daughter, Geraldine Coleman, as citizens of the Choctaw Nation; that subsequent thereto written application was made for the enrollment of Nelse Coleman, minor son of T. N. Coleman and Tommie Coleman, as a citizen of the Choctaw Nation; that on the same date application was made by Tommie Graham for the enrollment of himself as an intermarried citizen of the Choctaw Nation, and for the enrollment of his wife, Zula Graham, and his minor daughter, Freda Graham, as citizens of the Choctaw Nation.

It further appears from the records in the possession of the Commissioner to the Five Civilized Tribes that the applicants, Thedia Blake, Julia C. Blake (as Julia Blake), Nellie Blake, Lafayette Blake, Virginia Blake, Ruth Blake, Zula Graham (as Mrs. Zula Graham), Tommie Graham, T. N. Coleman, Freda Graham, Mrs. Tommie E. Coleman and Geraldine Coleman were applicants to the Commission to the Five Civilized Tribes for admission to citizenship in the Choctaw Nation, under the provisions of the Act of Congress approved June 10, 1896; that they were denied said admission by a decision of the Commission to the Five Civilized Tribes on December 4, 1896, in 1896 Choctaw Citizenship Case No. 902.

From this decision an appeal was taken to the United States Court for the Southern District of Indian Territory, which Court on December 21, 1897, in the case entitled "L. L. Blake et al. vs. Choctaw Nation", Case No. 122, rendered a judgment reversing the judgment of the Commission and admitted said applicants to citizenship in the Choctaw Nation.

Said judgment was subsequently vacated, set aside and held for naught by a decree of the Choctaw and Chickasaw Citizenship Court of December 17, 1902, in the case of the "Choctaw and Chickasaw Nations, or Tribes, vs. F. T. Riddle et al."

Said cause was subsequently certified to the Choctaw and Chickasaw Citizenship Court created under the Act of Congress approved July 1, 1902 (32 Stats., 641), for a trial de novo, and on November 30, 1904, in the case entitled "L. L. Blake et al. vs. Choctaw and Chickasaw Nations" (Choctaw-Chickasaw Citizenship Court Case No. 98, Tishomingo Docket) said Citizenship Court rendered a decision therein, wherein it was "Ordered, adjudged and decreed that the petition of the plaintiffs, Thedia Blake

or Thedia Blake Julia Blake, Nellie Blake, Lafayette L. Blake or Lafayette Blake, Virginia Blake, Ruth Blake, Zula Graham, Tom Graham or Tommie Graham, Freda Graham, Tommie E. Coleman or Tommie E. Coleman, T. N. Coleman and Geraldine Coleman be denied, and that they be declared not citizens of the Choctaw Nation, and not entitled to enrollment as such citizens, and not entitled to any rights whatever flowing therefrom".

On January 19, 1905, the Commission to the Five Civilized Tribes issued an order dismissing the application for the enrollment of Nelse Coleman, for the reason that the right of his father, T. N. Coleman, to citizenship in the Choctaw Nation had been adversely determined by the Choctaw and Chickasaw Citizenship Court.

Under the regulations adopted by the Commissioner to the Five Civilized Tribes January 2, 1906, there were filed on February 6, 1906, by Cruce, Cruce & Bleakmore, attorneys for the petitioners, petitions praying for the enrollment of Thedia Blake, Julia Blake, Nellie Blake, Lafayette Blake, Virginia Blake, Ruth Blake, T. N. Coleman, Tommie E. Coleman, Geraldine Coleman, Neltz Coleman, Thomas Graham, Zula Graham, Freda Graham and Charles G. Graham as citizens of the Choctaw Nation.

On July 24, 1906, written application was received for the enrollment of Charles Granville Graham, born April 10, 1903, minor son of Tommie Graham and Zula Blake Graham, as a citizen of the Choctaw Nation.

It is alleged in the petitions filed February 6, 1906, that the petitioner, Thedia Blake, was lawfully married in the year 1869 to L. L. Blake, a member of the Choctaw Tribe of Indians; that the petitioners, Julia Blake, Nellie Blake, Lafayette Blake, Virginia Blake and Ruth Blake are the children of said Thedia Blake and L. L. Blake; that the petitioners, Tommie E. Coleman and Zula Graham are the children of L. L. Blake; that the petitioner, T. N. Coleman, is the husband of Tommie E. Coleman; that the petitioners, Geraldine Coleman and Neltz Coleman, are the children of said T. N. Coleman and Tommie E. Coleman; that the petitioner, Thomas Graham, is the husband of the petitioner, Zula Graham; that the petitioners, Freda Graham and Charles G. Graham, are the children of said Zula Graham and Thomas Graham.

The records in the possession of the Commissioner to the Five Civilized Tribes show that L. L. Blake, the husband of the petitioner, Thedia Blake, has been enrolled as a citizen by intermarriage of the Choctaw Nation by reason of his marriage to Virginia Wall prior to his marriage to his present wife, Thedia Blake, and his name appears upon the roll of citizens by intermarriage of the Choctaw Nation, opposite No. 957.

I am of the opinion that following the ruling of the Department of February 3, 1905 (I T D 11582-1904) in the case of Emma McMenamin, the application for the enrollment of Thedia Blake as a citizen of the Choctaw Nation and the petition filed February 6, 1906, in so far as it applies to said Thedia Blake, should be denied, under the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641), and it is so ordered.

I am further of the opinion that following the ruling of the Department of April 24, 1906 (I T D 4048-1906) in the case of Mary Elizabeth Martin, the application for the enrollment of Julia C. Blake, Nellie Blake, Lafayette Blake, Virginia Blake, Ruth Blake, Tommie Coleman, Geraldine Coleman, Zula Graham and Freda Graham, and the petitions filed February 6, 1906, in so far as they apply to said applicants, should be denied, under the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641) and it is so ordered.

I am further of the opinion that the application for the enrollment of T. N. Coleman and Tommie Graham as intermarried citizens of the Choctaw Nation and the petitions filed February 6, 1906, in so far as they apply to said applicants, should be denied under the provisions of the Act of Congress approved July 1, 1902 (32 Stats. 641), and it is so ordered.

I am further of the opinion that the petition filed February 6, 1906, in so far as it applies to the petitioner, Nelse Coleman, should be dismissed, and it is so ordered.

I am further of the opinion that the application for the enrollment of Charles Granville Graham should be denied, under the provisions of the Act of Congress approved April 26, 1906 (Public No. 129) as amended by the Act of Congress approved June 21, 1906 (Public No. 258), and it is so ordered.

(Signed) Tams Bixby

COMMISSIONER TO THE FIVE CIVILIZED
TRIBES

Muskogee, Indian Territory,

Nov. 22 1906.

7-5119
23-1144

COPY.

Muskogee, Indian Territory, November 22, 1906.

Tomnie Graham,

Comanche, Indian Territory,

Dear Sir:

You are hereby notified that on November 22, 1906, the Secretary of the Interior rendered his decision denying the application and petition for your enrollment as a citizen by intermarriage the application and petition for the enrollment of Zula and Freda Granham, as citizens, of the Cheataw Nation, and denying the application for the enrollment of Charles Granville Graham as a citizen of said nation, under the Act of Congress approved April 26, 1906, (34 Stat., 137).

The decision, with the record of proceedings in the case, is this day transmitted to the Secretary of the Interior for review. The final decision of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

James Birney

Registered,

Commissioner.

Incls 7-5091.
C---55.

7-5119

Muskogee, Indian Territory, August 22, 1906.

Tomie Graham,

Comanche, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of the affidavit of
Zula Blake Graham and T. S. Booth to the birth of Charles Granville
Graham, child of Tomie and Zula Blake Graham, April 10, 1903.

Respectfully,

Commissioner.

Choctaw Minor 1145

Nattie Robinson

John Robinson

M 1145

Commission to the Five Civilized Tribes,
Tushkahoma, Indian Territory.

October 10, 1893.

In the enrollment of Mattie and John Robinson as Choctaws;
Moses Johnson being sworn and examined by com'r McKennon states:

- Q What is your name? A Moses Johnson.
- Q How old are you? A Twenty-three.
- Q Do you know Cyrus Robinson? A Yes sir.
- Q He is a full-blood Choctaw? A Yes sir.
- Q You know his wife? A Yes sir.
- Q Is she a full-blood Choctaw? A Yes sir.
- Q You know his children Newton Robinson, Joel Robinson, Mattie Robinson, John Robinson and May Robinson? A Yes sir.
- Q Are these children full-blood Choctaws? A Yes sir.
- Q They are living with their father? A Yes sir.
- Q We fail to find the names of Mattie and John on any Choctaw rolls, do you know that they were born in the Choctaw Nation to Cyrus Robinson and his wife, and have lived here all the while?
- A Yes sir
- Q They are then, beyond any question, full-blood Choctaws and citizens of the Choctaw Nation? A Yes sir.

Department of the Interior,
Commission to the Five Civilized Tribes.
I hereby certify that the foregoing is a true and correct translation of
my stenographic notes.

M. D. Green

[Must be Two
Witnesses]

Subscribed and sworn to before me this.....day of..... 1906.

.....
Notary Public.

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Choctaw.....Nation,
ofNed Robinson....., born on theday of1..891
[Here insert name of child]
Name of Father:..Esaias Robinson.....a citizen of the.....Choctaw.....Nation.
Name of Mother:..Elsie Robinson.....a citizen of the.....Choctaw.....Nation.
Tribal enrollment of father.....Tribal enrollment of mother.....

Postoffice.....Bokchito, I. T.,.....

AFFIDAVIT OF ~~NEEDING~~ Acquaintance.

UNITED STATES OF AMERICA, Indian Territory, }
.....Central..... District. }

I,Galloway Williams....., on oath state that I am.....55.....
years of age and a citizen by.....blood.....of the.....Choctaw.....Nation;
personally acquainted with Esaias Robinson
that I am the father of.....Elsie Robinson....., who is a citizen, by
.....blood.....of the.....Choctaw.....Nation; that a ..male.....child was
[Male or Female]
born to me on.....sometime in day of.....the year 1891....., 1.....; that said child has been named
.....Ned Robinson.....and was living March 4, 1906.

.....Galloway Williams.....

WITNESSES TO MARK:

[Must be Two Witnesses] {
.....

Subscribed and sworn to before me this.....25.....day of.....July.....1906.

.....W. H. McKinney.....
Notary Public.

(SEAL)

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
..... District. }

I,a....., on oath state that I
attended onwife of.....
on theday of....., 1.....; that there was born to her on said date a.....
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named.....

WITNESSES TO MARK:

[Must be Two Witnesses] {
.....

Subscribed and sworn to before me this.....day of.....1906.

.....
Notary Public.

IN RE

Application for Enroll-

MINOR CHILD

Act of Congress April 26, 1906

as a citizen

JUL 25 1906

COPY.

Muskogee, Indian Territory, October 30, 1906.

Cyrus Robinson,

Hokohito, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered October 30, 1906, granting the application for the enrollment of your children, Nattie Robinson and John Robinson, as minor citizens by blood of the Choctaw Nation, under the Act of Congress approved April 26, 1906.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date of this notice within which to file protest against their enrollment. If at the expiration of that time no protest has been filed, the names of Nattie Robinson and John Robinson will be placed upon the final roll of minor citizens of the Choctaw Nation, under the Act of Congress approved April 26, 1906, to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Registered.

Commissioner.

Incl. 7-4824.

Muskogee, Indian Territory, October 30, 1906.

A. H. Schoolfield,
Terrall, Indian Territory.

Dear Sir:

You are hereby notified that the Commissioner to the Five Civilized Tribes, on October 30, 1906, rendered his decision granting the application for the enrollment of Mattie Robinson and John Robinson as minor citizens by blood of the Choctaw Nation under the Act of Congress approved April 26, 1906.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of the decision and have been allowed fifteen days from the date of this notice within which to file protest against their enrollment. If at the expiration of that time no protest has been filed, the names of Mattie Robinson and John Robinson will be placed upon the final roll of citizens of the Choctaw Nation under the act of Congress approved April 26, 1906, to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Registered.

Commissioner.

Muskogee, Indian Territory, October 30, 1906.

J. S. Vanderberg,

Terrall, Indian Territory.

Dear Sir:

You are hereby notified that the Commissioner to the Five Civilized Tribes, on October 30, 1906, rendered his decision granting the application for the enrollment of Nattie Robinson and John Robinson, as minor citizens by blood of the Choctaw Nation, under the Act of Congress approved April 26, 1906.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date of this notice within which to file protest against their enrollment. If at the expiration of that time no protest has been filed, the names of Nattie Robinson and John Robinson will be placed upon the final roll of minor citizens of the Choctaw Nation, under the Act of Congress approved April 26, 1906, to be submitted to the Secretary of the Interior for his approval.

Respectfully,

James P. ...
Commissioner.

Registered.

7-4824

Muskogee, Indian Territory, October 30, 1906.

Armstrong & Hunter,

Attorneys at Law,

Roswell, Indian Territory.

Gentlemen:

You are hereby notified that the Commissioner to the Five Civilized Tribes, on October 30, 1906, rendered his decision granting the application for the enrollment of Mattie Robinson and John Robinson, as minor citizens by blood of the Choctaw Nation under the Act of Congress approved April 26, 1906.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of the decision and have been allowed fifteen days from the date of this notice within which to file protest against their enrollment. If at the expiration of that time no protest has been filed, the names of Mattie Robinson and John Robinson will be placed upon the final roll of citizen of the Choctaw Nation under the act of Congress approved April 26, 1906, to be submitted to the Secretary of the Interior for his approval.

Respectfully,

Registered.

Commissioner.

7-4824

Muskogee, Indian Territory, October 30, 1906.

Mansfield, McMurray & Cornish,

Attorneys for Choctaw and Chickasaw Nations,
South McAlester, Indian Territory.

Gentlemen:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered October 30, 1906, granting the application for the enrollment of Mattie Robinson and John Robinson, as minor citizens by blood of the Choctaw Nation, under the Act of Congress approved April 26, 1906.

You are hereby advised that you will be allowed fifteen days from the date of this notice within which to file protest against their enrollment. If at the expiration of that time no protest has been filed, the names of Mattie Robinson and John Robinson will be placed upon the final roll of minor citizens of the Choctaw Nation, under the Act of Congress approved April 26, 1906, to be submitted to the Secretary of the Interior for his approval.

Respectfully,

T. J. [Signature]
Commissioner.

Registered.

Incl. 7-4824.

IN RE
Application for Enrollment of
INFANT CHILD

John Robinson
as a citizen of

Chactaw Nation.

Approved 190

.....
Commissioner.
.....

23-1145-

JUL 26 1906

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of John Robison (Here insert name of child.) born on the 21st day of June, 1894
Name of Father: Cyrus Robison a citizen of the Choctaw Nation.
Name of Mother: Elsie Robison a citizen of the Choctaw Nation.
Postoffice: Pennington, La.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY,

Ourtrot DISTRICT.

I, Cyrus Robison for my deceased wife about 33 years of age and a citizen by Blood of the Choctaw Nation;
I am the lawful wife of Cyrus Robison, who is a citizen, by Blood of the Choctaw Nation; that a male child was born to me on 21st day of June, 1894 that said child has been named John Robison, and was living March 4, 1905.

WITNESSES TO MARK:

(Must be Two Witnesses.)

Subscribed and sworn to before me this

18th day of July, 1906

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,

Ourtrot DISTRICT.

I, Lucky Jones midwife, on oath state that I attended on Mrs. Elsie Robison, wife of Cyrus Robison on the 21st day of June, 1894 that there was born to her on said date a male child; that said child was living March 4, 1905, and is said to have been named John Robison.

WITNESSES TO MARK:

(Must be Two Witnesses.)

Subscribed and sworn to before me this

18th day of July, 1906

Notary Public.

✓
7-4824

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 22, 1906.

as a citizen of

Nation.

Approved

190...

Commissioner.

JUL 25 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1903.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Johnnie Robinson, born on the 1894 day of 1894.
[Here insert name of child]
Name of Father: Esau Robinson a citizen of the Cherokee Nation.
Name of Mother: Elsie Robinson a citizen of the Cherokee Nation.
Tribal enrollment of father: Tribal enrollment of mother:
Postoffice: Bokchito, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

Central District. }

I, Galloway Williams, on oath state that I am 3-5 years of age and a citizen by blood of the Cherokee Nation; that I am personally acquainted with Elsie Robinson wife the lawful wife of Esau Robinson, who is a citizen, by blood of the Cherokee Nation; that a male child was born to me on 1894 day of 1894, 1.....; that said child has been named Johnnie Robinson and was living March 4, 1906.
Galloway Williams

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 25 day of July, 1906.

[Signature]
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

..... District. }

I,, on oath state that I attended on wife of on the day of 1.....; that there was born to her on said date a child; that said child was living March 4, 1906, and is said to have been named
.....

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this day of 1906.

[Signature]
Notary Public.

IN RE
Application for Enrollment of
INFANT CHILD

Nattie Robinson

as a citizen of

Choctaw Nation.

Approved 190

.....
Commissioner.
.....

JUL 26 1906

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation,
of Nattie Robinson, born on the 2nd day of Jan, 1892.
(Here insert name of child.)
Name of Father: Cyrus Robinson, a citizen of the Choctaw Nation.
Name of Mother: Elsie Robinson, a citizen of the Choctaw Nation.
Postoffice: Bennington, MS

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Central DISTRICT.

I, Cyrus Robinson for my deceased wife, on oath state that I am about 33
years of age and a citizen by blood of the Choctaw Nation;
that I am the lawful wife of Cyrus Robinson, who is a citizen, by
blood of the Choctaw Nation; that a female child was
(Male or Female.)
born to me on 2nd day of Jan, 1892, that said child has been named
Nattie Robinson, and was living March 4, 1905. +1906

WITNESSES TO MARK:

(Must be Two Witnesses.)

Subscribed and sworn to before me this 18th day of Jan, 1906.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Central DISTRICT.

I, Sussey Jones, midwife, on oath state that I
attended on Mrs. Elsie Robinson, wife of Cyrus Robinson
on the 2nd day of January, 1892, that there was born to her on said date a Female
child; that said child was living March 4, 1905, and is said to have been named Nattie Robinson.
(Male or Female.)

WITNESSES TO MARK:

(Must be Two Witnesses.)

Subscribed and sworn to before me this 18th day of Jan, 1906.

Notary Public.

23-1145

Muskogee, Indian Territory, December 10, 1906.

R. E. Schoelfield,

Terral Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of December 1, 1906, asking if the Choctaw and Chickasaw Nations contested the enrollment of John and Mattie Robinson.

In reply to your letter you are advised that no protest was filed by the attorneys for the Choctaw and Chickasaw Nations against the enrollment of John and Mattie Robinson as minor citizens of the Choctaw Nation under the act of Congress approved April 26, 1906, and their names will be placed upon the next schedule of such minor citizens prepared for forwarding to the Secretary of the Interior.

Respectfully,

Commissioner.

11

12

13

14

15

16

17

18

19

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21

Post Office *Washington D.C.*

Choctaw
Act of Congress Approved April 3

Roll No.	Name	Rank	Age	Sex	Ethnic	State of Birth	Enroll No.	Enroll No.	Enroll No.
<i>E. B. 841</i>	<i>Robert, Natos</i>	<i>15</i>	<i>70</i>	<i>Free</i>	<i>Choctaw</i>	<i>10-9-10</i>	<i>Blair</i>	<i>2-3-34</i>	
<i>E. B. 842</i>	<i>John</i>	<i>12</i>	<i>71</i>	<i>Free</i>	<i>Choctaw</i>			<i>2-3-34</i>	

For other's enrollment see Choctaw Roll Card No. *4124*
For other's enrollment see Choctaw Roll Card No. *885*

Remarks

Not a 2nd time from Choctaw Card No. 4124. Having been enrolled under act of April 3, 1906 by decision of Commissioner to Free Civilized Tribes of Oct 30-1906.

Enrollment of *841-842* *re* approved

By Secretary of Interior *FEB 16 1907*

JAN 25 1907

Date *October 31-1906*

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the

Choctaw

Nation.

John Robison
(Here insert name of child.)born on the 21st day of June, 1894

Name of Father: Cydus Robison

a citizen of the Choctaw Nation.

Name of Mother: Elsie Robison

a citizen of the Choctaw Nation.

Postoffice Bennington, N.J.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY.

Central DISTRICT.

I, Elsie Robison, wife of Cydus Robison, do hereby certify that

the child of the above named couple, a child of the Choctaw Nation,

was born to me at Bennington, N.J., on the 21st day of June, 1894,

and was living March 4, 1895, and is said to have been named

John Robison.

I, Elsie Robison, do hereby certify that the above named child was born

to me at Bennington, N.J., on the 21st day of June, 1894,

and was living March 4, 1895, and is said to have been named

John Robison.

I, Elsie Robison, do hereby certify that the above named child was born

to me at Bennington, N.J., on the 21st day of June, 1894,

and was living March 4, 1895, and is said to have been named

John Robison.

I, Elsie Robison, do hereby certify that the above named child was born

to me at Bennington, N.J., on the 21st day of June, 1894,

and was living March 4, 1895, and is said to have been named

John Robison.

I, Elsie Robison, do hereby certify that the above named child was born

to me at Bennington, N.J., on the 21st day of June, 1894,

and was living March 4, 1895, and is said to have been named

John Robison.

I, Elsie Robison, do hereby certify that the above named child was born

to me at Bennington, N.J., on the 21st day of June, 1894,

and was living March 4, 1895, and is said to have been named

John Robison.

I, Elsie Robison, do hereby certify that the above named child was born

to me at Bennington, N.J., on the 21st day of June, 1894,

and was living March 4, 1895, and is said to have been named

John Robison.

I, Elsie Robison, do hereby certify that the above named child was born

to me at Bennington, N.J., on the 21st day of June, 1894,

and was living March 4, 1895, and is said to have been named

John Robison.

I, Elsie Robison, do hereby certify that the above named child was born

to me at Bennington, N.J., on the 21st day of June, 1894,

and was living March 4, 1895, and is said to have been named

John Robison.

1. I have been born to her on said date. (Male or Female)
2. I have been born to her on said date. (Male or Female)
3. I have been born to her on said date. (Male or Female)

4. I have been born to her on said date. (Male or Female)
5. I have been born to her on said date. (Male or Female)
6. I have been born to her on said date. (Male or Female)

7. I have been born to her on said date. (Male or Female)
8. I have been born to her on said date. (Male or Female)
9. I have been born to her on said date. (Male or Female)

10. I have been born to her on said date. (Male or Female)
11. I have been born to her on said date. (Male or Female)
12. I have been born to her on said date. (Male or Female)

13. I have been born to her on said date. (Male or Female)
14. I have been born to her on said date. (Male or Female)
15. I have been born to her on said date. (Male or Female)

16. I have been born to her on said date. (Male or Female)
17. I have been born to her on said date. (Male or Female)
18. I have been born to her on said date. (Male or Female)

19. I have been born to her on said date. (Male or Female)
20. I have been born to her on said date. (Male or Female)
21. I have been born to her on said date. (Male or Female)

22. I have been born to her on said date. (Male or Female)
23. I have been born to her on said date. (Male or Female)
24. I have been born to her on said date. (Male or Female)

FORM 100-10-1

100

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

ENROLLMENT OF BIRTH. ACT OF CONGRESS, APPROVED APRIL 24, 1908.

IN AN APPLICATION FOR ENROLLMENT, as a citizen of the Choctaw Nation

Johnnie Robison born on the day of 1894
(Give short name of child)

Name of Father: Esau Robison a citizen of the Choctaw Nation.

Name of Mother: Chris Robison a citizen of the Choctaw Nation.

Tribal enrollment of father: Tribal enrollment of mother:

Postoffice: Bokchitto, La.

APPROVED AND FORWARDED:

SPECIAL AGENT IN CHARGE, BUREAU OF INDIAN AFFAIRS.

Johnnie Robison was born to her on said date at Bokchitto, La.

Witness: One

of said date, 1908.

Johnnie Robison

DEPARTMENT OF THE INTERIOR, BUREAU OF INDIAN AFFAIRS.

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

I, Johnnie Robison, do hereby certify that there was born to her on said date a
(Name or Name)

..... of the Choctaw Nation, and a child to have been named
.....

WITNESSES:

.....

.....

.....

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

DECLASSIFICATION OF RECORDS, ACT OF CONGRESS, APPROVED APRIL 12, 1994

IN THE DEPARTMENT FOR ENROLLMENT, as a citizen of the Republic of China

Essie Robison born on the day of 1894
(Please insert name of child)

Name of Father: Esau Robinson a citizen of the United States

John of Boston: Elsie Robinson... a citizen of the... Atlanta

Tribal enrollment of father..... Tribal enrollment of mother.....

Postoffice Brookline, Mass.

IDENTIFICATION OF SUBJECT: [REDACTED]

1. that there was born to her on said date a
(Male or Female)

.....

.....

IN RE
Application for Enrollment of
INFANT CHILD

John Robinson
as a citizen of

Georgia

Native

Approved

190

Commissioner

United States
Indian
Bureau
Washington
D.C.
The
Honorable
Commissioner
of the
Bureau
of Indian
Affairs
Washington
D.C.
For the
Bureau
of Indian
Affairs
Washington
D.C.
The
Honorable
Commissioner
of the
Bureau
of Indian
Affairs
Washington
D.C.

Indian Territory -
Central District.

Affidavit of Acquaintance -
Matthew Williams, owner

I am 50 years of
age and citizen of the
United States, and my
present address is,

Box 134, I. T.; and that
I am personally acquainted with
John Robinson, a citizen

of the Cherokee Nation,
whose name is on the list of

citizens of the Cherokee Nation,
and that he is a native born

citizen of the United States,
and that he is a native born

citizen of the United States,
and that he is a native born

citizen of the United States,
and that he is a native born

citizen of the United States,
and that he is a native born

citizen of the United States,
and that he is a native born

citizen of the United States,
and that he is a native born

citizen of the United States,
and that he is a native born

citizen of the United States,
and that he is a native born

where in that County and that
Esier Robinson, thought when
the Hon Dars Commission making
roll of the Citizens of the
Nation in year 1899, that
his divorced wife had
enrolled the children as she
had taken them with her, when
she went to Red River County,
and his divorced wife thought
the father of the children had
enrolled all of their children
and failed to enroll in the
time - and thus the two
children Ned Robinson
and Johnnie Robinson
were not enrolled and are
now being put in

And. Can not receive them
leads & names as citizens
the Cherokee Nation.

Wesley Robison is 14 or 15
years of age -

John Robison is about 12
years of age - and now
living near Bok Chito,
Indian Territory.

The children's father is
in possession of these children
but the Cherokee Nation
has been notified from the
Indian Department, whether
their names have been
approved or not. I cannot
promise that the said
Esau Robison will to

United
States

tie and
funds 1
K. and
respect
the title
of the

United States of America
Indian Territory,

Nattie & John Robinson,

vs
J. P. Jones.

Cyrus Wilson, being duly sworn, deposes that his two children, Nattie and John Robinson, drew their pro rata share of lease district funds in the year 1883; that the same was drawn by ex-Governor Wilson H. Jones, now deceased, under the name of Nattie and John Robinson respectively; that said children were living at the time said lease district money was drawn by the said ex-Governor Jones. Affiant further deposes that he made due application for the enrollment of said children, Nattie and John Robinson, and that the same were duly enrolled.

Washington, D.C.

You are informed

Robinson to furnish information at need above

ation for the enrollment of two children, and
the following considerations



Muskogee, Indian Territory, September 25, 1906.

Cyrus Robison,

Bennington, Indian Territory.

Dear Sir,

There have been received at this office affidavits of yourself and Suckey Jones to the birth of Mattie Robison and John Robison children of Cyrus and Elsie Robison, January 2, 1892 and June 21, 1894.

You will be notified of such action as is taken in regard to the affidavits of the birth of these children.

~~Respectfully,~~


Commissioner.

7-4824.
O.L.J.

COPY
DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Mattie Robinson, et al., as citizens by blood of the Choctaw Nation.

D E C I S I O N.

It appears from the record herein that on October 19, 1902, application was made to the Commission to the Five Civilized Tribes for the enrollment of Mattie and John Robinson as citizens by blood of the Choctaw Nation. On July 21, 1906, a plication was made to the Commissioner to the Five Civilized Tribes for the enrollment of said applicants (as Ned and Johnnie Robinson) as citizens by blood of the Choctaw Nation, under the provisions of the Act of Congress approved April 26, 1906 (Public No. 129).

It appears from the record herein and from the records in the possession of this office that Mattie Robinson was born in the year 1891; that John Robinson was born in the year 1894; and that both of said applicants are the children of Esaias Robinson, whose name (as Cyrus Robinson) appears as number 13313 upon a list prepared by the Commission to the Five Civilized Tribes, under the provisions of the Act of Congress approved July 1, 1902 (32 Stats., 641), of persons entitled to enrollment as citizens by blood of the Choctaw Nation, approved by the Secretary of the Interior March 19, 1903, and one Elsie Robinson; and that said applicants were living on March 4, 1906.

I am, therefore, of the opinion that Mattie Robinson and John Robinson should be enrolled as citizens by blood of the Choctaw Nation, under the provisions of the Act of Congress approved April 26, 1906 (Public No. 129), and it is so ordered.

Wm. H. Dyer
Commissioner.

Waukegon, Indian Territory,

OCT 1906

CHOTTAW ROLL. CITIZENS BY BLOOD.

Minor Children.

Enrolled Under Provision of the Act of Congress approved April 26,
1906(Public No. 129).

Number.	Name.	Age.	Sex.	Flood.	Card No.
842	Robinson, John	12	M	Full	1145

Two birth affidavits: Affidavit of Galloway Williams; Affidavit
of Clara Williams; Office letters dated May 19, 1904, November 30/
1904, September 25, 1906; Decision enrolling, and Approved Roll
as to No. 842. CABE E. PARKER, Superintendent.

GABE E. PARKER, Superintendent,

BY *A. H. [unclear]* CLERK

IN CHARGE CHOCTAW RECORDS

DATE AUG 16 1915 1915

DEPARTMENT OF THE INTERIOR,
UNITED STATES INDIAN SERVICE.
Office of
SUPERINTENDENT FOR THE FIVE CIVILIZED TRIBES.
MUSKOGEE, OKLAHOMA.

Blank 731.

This is to certify that I am the officer having the custody of the records pertaining to the enrollment of the members of the Choctaw, Chickasaw, Cherokee, Creek and Seminole Tribes of Indians, and the disposition of the land of said tribes, and that the copies of the following papers, attached hereto, are true and correct copies of that portion of the enrollment record on file in this office in connection with the application of _____

John Robinson,
Roll No. 842, for enrollment as a Minor Citizen
of the Choctaw Nation, so far as same relates to the age of said citizen.

Choctaw census card No. 4824; Choctaw Minor census card No. 1145;
Two birth affidavits; Affidavit of Galloway Williams; Affidavit
of Cyrus Robinson; Office letters dated May 19, 1904, November 30/
1904, September 25, 1906; Decision enrolling, and Approved Roll
as to No. 842.

GABE E. PARKER, Superintendent,

BY W. H. Angell CLERK

IN CHARGE **CHOCTAW** RECORDS

DATE AUG 16 1915 191

PS.

23-7143

7-4534

Muskogee, Indian Territory, November 30, 1904.

Cyrus Robinson,

Birmingham, Indian Territory.

Dear Sir:

In the matter of the application for the enrollment of your sons Nattie and John Robinson, as citizens by blood of the Choctaw Nation, the Commission is unable to identify said children upon either the 1893 Leased District Payment Roll, or the 1896 Census Roll, of the citizens of the Choctaw Nation.

It will, therefore, be necessary for you to appear in person before the Commission, at its office in Muskogee, Indian Territory, as soon as possible for the purpose of offering testimony that will enable the Commission to identify said children on said rolls.

You are also requested to furnish proper proof of the birth of said children and two blanks for that purpose are inclosed herewith which you are requested to have properly executed and bring with you when you appear before the Commission. In having the same executed be careful to see that all blanks are properly filled, all names written in full and

23-1145

C R --2.

that the notary public, before whom the affidavits are acknowledged, affixes his name and seal to each separate affidavit. In case any signature is by mark the same must be attested by two disinterested persons witnesses thereto.

Respectfully,

Commissioner in Charge

2 B C.

Muskogee, Indian Territory December 1, 1904.

Armstrong & Hunter,

Attorneys at Law,

Boswall, Indian Territory.

Gentlemen:

In the matter of the application for the enrollment, as citizens by blood of the Choctaw Nation, of Hattie and John Robinson, children of Cyrus Robinson, it appears that you are attorneys for said applicants.

The Commission is unable to identify said children upon either the 1893 Leased District Payment Roll or the 1896 Census Roll of the citizens of the Choctaw Nation. It will therefore be necessary that Cyrus Robinson, the father of said children, or some one who has knowledge of their enrollment, appear before the Commission at its office in Muskogee, Indian Territory as soon as possible for the purpose of giving testimony which will enable the Commission to identify said children upon said rolls.

Respectfully,

Commissioner in Charge.

Choctaw 4824.

Waskoge, Indian Territory, June 16, 1904.

Messrs. Armstrong & Hunter,

Attorneys at Law,

Nowell, Indian Territory.

Gentlemen:

Your letter of June 4th, enclosing affidavit of Cyrus Robinson relative to the enrollment by the Choctaw tribal authorities of his minor children, Mattie and John Robinson, was received by the Commission, and the same has been filed with the record in this case.

Respectfully,

Chairman.

Choctaw-4824.

Muskogee, Indian Territory, July 22, 1904.

Armstrong & Hunter,

Attorneys at Law,

Boswell, Indian Territory.

Gentlemen:

On June 9, 1904 the Commission was in receipt from you of the affidavit of Cyrus Robinson relative to the enrollment of his two children, Nattie and John Robinson, in which he states that his said two children were enrolled on the 1893 Choctaw Leased District Payment Roll and on the 1896 Choctaw Census Roll as Nattie and John Robinson, respectively.

The Commission is still unable to identify said Nattie and John Robinson either upon the 1893 Choctaw Leased District Payment Roll or on the 1896 Choctaw Census Roll. In order that these children may be properly identified, it will be necessary that the father of said children or some person who has knowledge of their enrollment appear before this Commission as soon as possible, at its office at Muskogee, Indian Territory or at the Land Office at Atoka, Indian Territory on September 6 and 7, 1904, or at the Land Office at Tishomingo, Indian Territory on September 8 and 9, 1904, where their testimony relative thereto will be heard.

This matter should receive your immediate attention.

Respectfully,

Commissioner in Charge.

7-4834.

Muskogee, Indian Territory, August 18, 1904.

Armstrong & Hunter,

Attorneys at Law,

Nowell, Indian Territory,

Gentlemen:

On June 7, 1904, the Commission received from you the affidavits of Cyrus Robinson relative to the enrollment of his two minor children Hattie and John Robinson, in which he states that his said two children were enrolled on the 1895 Choctaw Leased District Payment Roll and on the 1895 Choctaw Census Roll as Hattie and John Robinson, respectively.

The Commission is still unable to identify said children upon either the 1895 Choctaw Leased District Payment Roll or the 1895 Choctaw Census Roll. It would be advisable, therefore, for said Cyrus Robinson to appear before the Commission for the purpose of being examined under oath in order that said children may be identified upon said rolls. He may appear at its general office at Muskogee, Indian Territory, as soon as possible; or at the Choctaw Land Office, at Atoka, Indian Territory, on September 6-7.

A. H. S.

1904, or at the Chickasaw Land Office, at Fish Springs, Indian Territory, on September 8-9, 1904.

Respectfully,

Commissioner in Charge.

Choctaw 4324.

Muskogee, Indian Territory, April 6, 1905.

J. S. Vanderberg,

Terral, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of March 23, 1905, relative to the enrollment of Mattie and John Robinson, children of Cyrus Robinson.

In reply to your letter you are informed that Cyrus Robinson, son of Lewis Robinson, and his children, Newton, Joel and Willie May Robinson, have been enrolled by this Commission as citizens by blood of the Choctaw Nation and their enrollment as such has been approved by the Secretary of the Interior. It also appears from our records that application was made to this Commission for the enrollment of Mattie and John Robinson, children of Cyrus and Elsie Robinson, but their names have not yet been placed upon the schedules of citizens by blood of the Choctaw Nation prepared for forwarding to the Secretary of the Interior.

It appears from our records that these children were old enough to have had their names placed upon the 1896 census roll of the Choctaw Nation, and their names are not found upon that roll, nor are their names found upon the 1903

J. E. V. --2.

leased district payment roll of said nation.

Mr. Robinson has heretofore forwarded an affidavit to the effect that his children, Mattie and John Robinson above named, drew their pro rata share of the leased district money under these names, but the information contained therein is not sufficient to enable us to identify them from the 1893 leased district payment roll of the Choctaw Nation. It will therefore be necessary for him to furnish information which will enable us to identify these children upon said roll. He should state in what county they were living at that time and in whose family they resided, also giving the name of the person by whom the money was drawn.

This matter should receive prompt attention in order that disposition may be made of the application for the enrollment of Mattie and John Robinson.

Respectfully,

Commissioner in Charge.

event they were living with her. If they or their mother were ever known by another name than Robinson, and you will advise us of such name, the matter will receive further consideration. Choctaw 4824

Respectfully,

Muskogee, Indian Territory, April 22, 1905.

Chairman.

J. S. Vanderberg,

Terral, Indian Territory,

Receipt is hereby acknowledged of your letter of April 10, stating that you are advised by Cyrus Robineen that his two children, Mattie and John Robinson, were living with their mother, Elsie Robinson, he thinks, in Red River County, and that their pro rata share of the leased district money was drawn for them by Governor Wilson Seneg.

In reply you are informed that we are still unable to identify these children upon the 1893 roll. It is possible that their mother, Elsie Robinson, might have been known by another name than Robinson at that time, and that the children took her name in the event they were living with her. If they or their mother were ever known by another name than Robinson, and you will advise us of such name, the matter will receive further consideration.

Respectfully,

Chairman.

7-4824

Muskogee, Indian Territory, September 14, 1906.

R. H. Schoolfield,

Terral, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of your letter of September 6, 1906, in which you ask if John and Mattie Robinson, children of Cyrus Robinson have been enrolled so that they can file on their allotments.

In reply to your letter you are advised that the application for the enrollment of these children is now receiving consideration and you will be notified of such action as is taken therein.

Respectfully,

Commissioner.

REFER TO REPLY TO THE FOLLOWING:

7-4824

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, October 30, 1906.

Cyrus Robinson,
Bokchito, Indian Territory.

Dear Sir:

Inclosed herewith you will find a copy of the decision of the Commissioner to the Five Civilized Tribes, rendered October 30, 1906, granting the application for the enrollment of your children, Hattie Robinson and John Robinson, as minor citizens by blood of the Choctaw Nation, under the Act of Congress approved April 26, 1906.

The attorneys for the Choctaw and Chickasaw Nations have been furnished a copy of this decision and have been allowed fifteen days from the date of this notice within which to file protest against their enrollment. If at the expiration of that time no protest has been filed, the names of Hattie Robinson and John Robinson will be placed upon the final roll of minor citizens of the Choctaw Nation, under the Act of Congress approved April 26, 1906, to be submitted to the Secretary of the Interior for his approval.

Respectfully,



Commissioner.

Registered.

Incl. 7-4824.

END
OF
ROLL

